Morning Oregonian.

DAILY — THE UNION

VOL. XX.—NO. 6176 PORTLAND, OREGON: TUESDAY, FEBRUARY 1, 1881. PRICE—TEN CENTS.

RAILROADS.

& California R.R. Co.

Oct th 18) r# w Train as fol ow
DAILY EXCEPT SUNDAYS
Eastside Division.
PORTLAND TO ROSEBURG
Mail Train
AVE ARRIVE
A M R s b r 30 P M
00 A M Port 1 P M
Albany Express Train
AVE ARRIVE
00 M Port 20 P M
45 A M d 0.05 A M
Freight Trains
AVE ARRIVE
8 45 A M Junction 4 00 P M
5 45 A M Port
n and Ca f r a Railroad Fer M
ith all regular trains on Eastside Division

Westside Division.
PORTLAND TO CORVALLIS.
Mail Train
AVE ARRIVE
8 00 A M orvallis 00 P M
8 20 A M Port d 20 P M

ectio made with Stages with Salem
and Oregon
r sale to all points in Califor
Last, at Con
and Front Sts. Portland Oregon.
ill be charg tren ainlor at Com
house over fair h urs
ill not shipment
on East Division
ERS Gen'l Fr ight and Passenger Agent

nian Railway Company
LIMITED
NEW ROUTE.

ACING WEDNESDAY FEBRUARY 2
and until further notice trains and boats
follows
E AND EAST SIDE DIVISIONS.
A M MONDAYS, WEDNESDAYS and
FRIDAYS from foot of Morrison street,
RIO for Dayton and all points between
and Dayton on the River and connect
rain at Ray's Landing for St. Paul,
airie, Silverton, Waldo Hills, West
North Santiam and intermediate points
leaves above points TUESDAYS THURS
SATURDAYS
WEST SIDE DIVISION
A M daily Sundays excepted via O & C
R R (West Side Division) foot of F street
e connection at West Side Crossing for
, Broadmead and Sheridan Junction,
nts beyond Sheridan Junction this train
follows.
DAYS, WEDNESDAYS and FRIDAYS
between Sheridan Junction and Dallas,
SDAYS, THURSDAYS and SATURDAYS,
between Sheridan Junction and Sheri
UGH TICKETS to above points on sale
R. R. West side division ticket office
FREIGHT
f Morrison street from 7 A M to 6 P M)
received TUESDAYS THURSDAYS and
AYS, for all the above named and interme
s.
J M FILLMORE,
General Superintendent.
WHEAT
g Freight and Ticket Agent.

Railway and Navigation Co.
SEALED PROPOSALS
BE RECEIVED BY THE UNDERSIGNED
he grading and bridging of the Oregon Rail
Navigation Company's Railroad from the
Snake river near Grange City to Colfax.
specifications will be exhibited at the En
fice at the Dalles from the 15 h to the 2
and after that at my office in Portland until
0th. The Company reserves the right to
or all bids.
H. THIELSEN,
Chief Engineer O R & N Co
, Or, Jan. 12, 1881 jan18

Railway and Navigation Co.
NOTICE TO SHIPPERS.
URE ALL FREIGHT BROUGHT DOWN
llamette river by boats of this Company
ded at the Ainsworth Ash street or Central
Lots of fifty tons and over will be landed at
ble points If convenient to the Company
ional rate of 25c per ton
JOHN MUIR Gen Freight Agent.
Oregon, Jan. 24th 1881

ern Pacific Railroad.
PACIFIC DIVISION
KALAMA TO TACOMA
AND
TACOMA TO WILKESON
(Coal Mines.)
Mail Line Trains Daily
AVE ARRIVE
11:20 A. M. | Tacoma, 5.00 P M.
7:00 A. M. | Kalama, 12:30 P M.
Puyallup Road Trains
AVE ARRIVE
6 45 A M | Wilkeson 9 00 A. M.
5.30 P M. | Tacoma 5.30 P M.
Connections
OMA with Pacific Mail Steamships for Vic
n Francisco and with Sound steamers for
lliacoom Olympia and all points on Puget
F VIEW with Stages for Steilacoom.
NO with O & T R R for Olympia
MA with O R & N Co's Boats for Port
points on Columbia river
ND on Wednesday and Saturday at 6
steamers for Port Townsend, Victoria,
ew Westminster and Fraser river
Through Tickets
principal offices of the Company and at
the O R & N Co in Portland Oregon, to
d Seattle and via P M S S Co's steam
Tacoma and O R S Co. and P C S S Co's
from Portland to San Francisco.
Tickets to Portland Oregon, for sale at
attle Tacoma and Tenino
J W SPRAGUE, Gen. Supt.
RAGUE, Gen. Freight and Passenger Agt.

R. SPINNEY,
11 Kearny Street.
Chronic and Special Diseases
YOUNG MEN
Y BE SUFFERING FROM THE EF
youthful follies or indiscretion, will
avail themselves of this, the greatest
aid at the altar of suffering humanity.
NEY will guarantee to forfeit $500 for
of Seminal Weakness or private dis
kind or character which he under
cure.
MIDDLE AGED MEN.
re many at the age of thirty to sixty
oubled with too frequent evacuations of
, often accompanied by a slight smart
ing sensation and a weakening of the
manner the patient cannot account
amining the urinary deposits a ropy
will often be found, and sometimes
icles of albumen will appear, or the
e of a thin milkish hue, again chang
k and torpid appearance There are
who die of this difficulty, ignorant of
hich is the second stage of seminal
Dr S will guarantee a perfect cure in
es, and a healthy restoration of the
ary organs.
urs—10 to 4 and 6 to 8. Sundays from
M. Consultation free. Thorough ex
nd advice, $5 Call or address
DR. SPINNEY & Co.,
No. 11 Kearny street, San Francisco.
private diseases of short standing a
f medicines sufficient for a cure, with
ons will be sent to any address on re

THE UNFORTUNATE.
DR. GIBBON'S
DISPENSARY,
623 KEARNY ST.,
corner of Commer
cial street San Francisco.
Established in 1854, for
the treatment of Sexual and
Seminal Diseases, such as
Gonorrhea, Gleet, Stricture,
Syphilis in all its
forms, Seminal Weak
ness, Impotency, and
Lost Manhood, can posi
tively be cured. The sick
should not fail to call upon him. The
traveled extensively in Europe, and in
oughly the various hospitals there ob
t deal of valuable information which he
to impart to those in need of his services
will make no charge unless he effects a
ear a distance may be cured at home.
ications strictly confidential. Send $10
of medicine You see no one but the
sons writing to the Doctor will please
ne of the paper they see this advertise
arges reasonable Call or write Address
BBON Box 1,957 San Francisco. jy4dly

DR. JORDAN
TOR OF ANATOMICAL MUSEUM
arket St , opposite Dupont St.
upil in California of the great Prof
Ricord, of Paris.)
lted by letter or at his office, on Semi
Weakness and Loss of Manhood.
street between Stockton and Powell
San Francisco

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NDON HOTEL.
, Or., Monday, July 10
OWLES PROPRIETORS SITU
all the Railroad and Steamship
ars pass the house every five min
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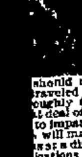
guests. jul13



GENERAL NEWS.

[BY TELEGRAPH TO THE OREGONIAN.]

Attempt to show that Arthur is a Foreigner

New York Jan 29—The paper in which the Morey letter appeared fills its first page to day with documentary testimony intended to show that vice president elect Arthur was not born in Vermont and is a native of Canada The evidence goes mainly to disprove his Vermont nativity

Barge Lost

New York Jan. 29.—Heavy ice in the river and bay impedes travel A molasses laden barge sunk to-day at pier 4 cut down by ice total loss

The Harrisburg Contest.

Harrisburg Jan 29—No quorum to day

A Bucket Shop Operator at Boston.

Boston Jan 29—John T McDougall of the Rialto bucket shop, who opened Thursday after a brief in glorious experience with Boston speculators as he claims left last night with several thousand dollars belonging to creditors with whom he promises to settle later He leaves word that his losses have been heavy

Burned to Death.

Brown's Mich, Jan 29—T D Brown in jail for drunkenness, was burned to death in a cell Thursday night.

Snow Bound.

Portsmouth N H., Jan 29—Three trains for Boston are stuck near here in snow drifts The passengers returned

Murder

Shreveport La , Jan 29—Sam B Lemay a large merchant was shot dead to-day by a desperado brother, who escaped

A Swindler Captured.

St Louis Jan 29—Cyrus Smith who bought government revenue stamps and gave a bond for payment in Chicago under pretense of starting a match factory and then sold the stamps for $40 000 and fled was captured the other day in Kansas City He is a farmer of southwest Missouri with a crooked history He took an overdose of poison in jail at Carthage last night but was defeated in his purpose to commit suicide.

Stock Easily Floated at Cincinnati

Cincinnati Jan 29—The Cincinnati Central company to build elevated suburban and connecting railways which has valuable franchises opened its books for subscriptions this morning and more than half the stock was subscribed forthwith

Missouri Appeals.

Jefferson City, Jan. 29—The senate adopted a concurrent resolution asking the congressmen of Missouri to advocate the opening of Oklahoma to settlement and to the west of St Louis and San Francisco railroad.

ANTI-MONOPOLY LEAGUE.

What it is and what it Proposes to Do

New York Jan. 29.—A new organization called national anti monopoly league held a meeting last night at Cooper Institute, L E Chittenden presiding Among those present were Rev Heber Newton, F B Thurber and Henry George The president in welcoming the merchants and workmen present, said that it was the outgrowth of sentiment in the community against the gigantic monopolies of the day They had appointed executive committees who had prepared an address which would be sent to merchants and others in the cities and large towns in the United States F B Thurber, on behalf of the committee read an address It says that the league was established for the protection of citizens against aggression of corporations and to advocate and support and defend the rights of the many against the privileges of the few The league will endeavor to secure among others the following specified results Laws compelling transportation companies to base their charges upon cost and risk of service, instead of the new theory enunciated by them, "what will the traffic bear" laws to prevent pooling and combinations and discriminations against any citizen on public highways no taxing the public to pay dividends on watered stock, a stringent law against bribery, including prohibition of free passes

After Thurber's address Henry George addressed the meeting at considerable length on the effects of railroad monopolies in California. John F Henry ex-mayor of Brooklyn followed giving his experience of railroad operations and indorsing George's statements regarding the business condition of California. The address was unanimously approved, and it was decided that a committee should obtain a permanent place of assembly

A Proposed Big House.

The Sun learns that P L Stuart will soon build on Fifth avenue, at the corner of Sixty eighth street, a private residence with a front of 200 feet on the avenue with 100 feet of garden on Sixty eighth street

BY ATLANTIC CABLE.

Gladstone Explains.

London, Jan 29—In the house of commons, Gladstone, answering the accusation that the protection bill aimed at the land league pointed out that nobody could be arrested under its provisions unless he came within the stringent definition of being under a reasonable suspicion of being connected with an act in a proclaimed district tending to interfere with the maintenance of law and order Reasonable loss of such suspicion could be challenged in the house The government had no intention of interfering with liberty of discussion or even license of discussion.

Home rulers have determined that it would be advisable on the first stage of the protection bill that each member shall address the house of commons and state the character of outrages reported from his constituency

The Protection Bill.

London, Jan 31—The only thing in the bill for protection of life and property in Ireland, just published, is the third section, the first clause of which provides that a list of persons imprisoned under the act, with a statement of reason for their arrest shall be presented to parliament monthly.

Deserts Parnell.

London, Jan 29—Lord Ennismore, home ruler has seceded from Parnell

Failure of the Earl of Hardwick.

London, Jan. 31—The earl of Hardwick has presented a petition in liquidation; liabilities £240,000

War Preparations in the East.

In the event of war the porte intends exercising to the fullest extent its right at sea as a belligerent. Instructions for guidance of naval commanders will be based on English and American precedents A commission has been formed for considering a project of prize law. In Greece the new army corps is forming daily Several regiments are ordered to Venitza and two regiments are already ordered in readiness for the frontiers The minister of the interior has instructed provincial authorities to prepare rolls of national guardsmen from 30 to 40 years of age England has accepted a proposal for negotiations on the Greek question on condition that the decision of the Berlin conference and treaty will not be considered as dropped

The German-Jewish Agitation.

Berlin, Jan 29—Two school teachers have been reprimanded for a personal encounter with a Jew in Treptow and one fined for taking part in an anti-Jewish agitation

Earthquake

Rome, Jan 29—A severe earthquake shock was felt here yesterday

A Truce for Burying the Dead.

St Petersburg, Jan. 27—The official telegram in regard to the events prior to the capture of Geok Tepe states that in consequence of the large number of corpses of Tekke Turcomans more or less decomposed, lying before and behind the Russian position, and in view of the impossibility of burying them without incurring fresh losses General Skobeloff proposed to the Tekkes from the tower of observation eighty yards from the main rampart of the fortress, that they should remove their dead, hostilities to be suspended for that purpose for one hour and in order to avoid a misunderstanding, it was further proposed to the Tekkes that they should afterwards reoccupy their positions and should be the first to reopen fire This was done after due warning had been given to the Russians the Tekkes taking care not to fire until the Russians, who had temporarily left their trenches had returned into them The conduct of the Tekke Turcomans was altogether honorable The fighting was afterwards renewed with the former fury

SOUTH AFRICA.

More of Gen Colley's Fight

Durban Jan 29.—Sir Geo Colley moved out with the 58th infantry 170 cavalry and six guns and five companies of the 58th cavalry artillery supporting He attacked the enemy's left After a gallant and nearly successful charge, in which Gen Deane commanding and all his staff and mounted officers, were shot down, they were driven down hill Casualties so far known are Gen Deane Maj Poole and Lts Elwell and Baillie killed Lieuts Hingeston Lovegrove and O'Donnell, wounded and 151 men killed, wounded and missing

The Recent Fight with the Boers.

Durban Jan 31.—In the recent engagement the Boers fought with determined courage They captured the colors of the 58th regiment killing two officers in charge The colors were recaptured at the point of the bayonet An eye witness says that the Boers were shot or wounded through their heads as they lay of the 58th regiment had been supported by another 1000 men the position would have been taken Col Dean and Capt Inman are among the killed Forty Boers fell close to the British lines

Arrival of Troops in South Africa.

London Jan 29—The 97th regiment has arrived at Capetown on the road to Natal

Haven's Cherry Tooth Paste

An aromatic combination for the preservation of the Teeth and Gums It is far superior to any preparation of its kind in the market In large handsome opal pots, price 50 cents For sale by Woodard, Clarke & Co Portland Oregon

For a cough or cold there is no remedy equal to Jayne's Cough Syrup

PACIFIC COAST NEWS.

SATURDAY'S STORM.

The Worst Ever Known in Northern California.

The Sacramento Higher than Ever Before. Ten Inches of Water Fell in Four Hours. Land Slides at Shasta

Copious Rains in Northern California.

Shasta, Jan. 29—The rain storm which commenced here the 26th inst has continued ever since without cessation Eight and seven tenths inches of rain have fallen the past twenty four hours The rain fall to date is sixty six and eight tenths inches Our miners are jubilant and are all busy at work in the mines The farmers do not care for more rain as they have had plenty

Still it Pours

Shasta Jan 30—The rain fall in four hours and thirty minutes to-day at Shasta was ten and four tenths inches The waters poured down in sheets and flooded several of our business houses The bridges over the large creek near the Union church were all carried away and came near carrying away the residence of L Behrle During the progress of the storm a large land slide occurred carrying off a large piece of the mountain back of the residence of William Daniels Such a rain has never been known at Shasta before During the storm the streets of Shasta were running seas of water Nearly all the town was at the scene of the breaks near the church Considerable damage has been done Nearly all the streams and creeks leading to Shasta are so high that it is almost impossible to cross them The Sacramento river is higher than ever before and still rising The telegraph wires are down and the storm still continues

A Terrific Cloud Burst.

During the storm to day a cloud burst occurred near the residence of John Forster tearing away a large mountain side and carrying large pine trees clear down the mountain side into the public street Another slide fell against the back of the residence of E Valentine and filled his house with mud and sand The rain fall to date at Shasta is eighty and five tenths inches, and the rain still continues.

Napa Jan 31—The stone bridge over the Napa river fell this morning loss about $20,000 The railroad bridge has moved 14 inches down stream The damage to streets and private property from sediment and destruction of fences will reach nearly $100 000 The damage to the railroad and bed will reach nearly $40,000

CALIFORNIA.

The Kalloch Case.

San Francisco, Jan 28—In the Kalloch case today the court decided against the objections of the defense to the venire and argument is now progressing on other objections, which is likely to take up a day or two.

Cathedral to be built at San Francisco

Archbishop Alemany notifies San Francisco Catholics that subscriptions will be collected for the erection of a new cathedral

Stage Robbery

Smartsville Jan 27—The Wheatland stage was stopped at 8 o clock this evening two miles from here by two masked men armed with shotguns and knives The passengers were ordered out of the stage Wells Fargo & Co's box was taken from the stage and broken open but nothing was found The passengers were relieved of $430

ARIZONA.

Lo's Bloody Work.

Tucson Jan 31—Reliable information as to the number killed by Indians in New Mexico since the 16th is as follows

On the 19th three herders and two miners were killed near Chloride gulf in a fight with a band of Apaches On the 22d five Mexicans were killed 20 miles southwest of San Marcial On the 21st a family consisting of a man, wife and child and mother-in-law were massacred at Carrizo 15 miles west of San Marcial On the 23d the buckboard was taken between Silver City and San Marcial five miles from San Jose the driver killed and the Mexican interpreter of the Tularosa reservation found dead Forty Indians have left the reservation It is generally believed there are not less than 200 Indians in bands of from 10 to 30, on the warpath and that not less than 40 people have been murdered by them during the last 15 days, The military appear to be doing absolutely nothing Col Price an experienced Indian fighter who was in command of the field forces in southeastern Arizona and had just organized the campaign was relieved on the 24th and Maj Biddle put in command Good service was expected from Price as he is well acquainted with the section of New Mexico where the Indians are doing their work

A NEW RAILROAD

Plan for an Air Line Double Track Road to Connect New York, Chicago and Omaha.

New York Jan. 29—The Times prints the prospectus of a Continental Railroad Co which proposes constructing a double track air line road from New York to Chicago and Omaha by consolidation of five companies organized under the laws of Iowa, Illinois Indiana Ohio and Pennsylvania Its promoters aim to furnish a great thoroughfare for transportation of freight at least cost and with greater ease and expedition than any other line The present trunk lines, it is argued were originally built for local purposes on circuitous routes chosen to avoid expense or reach business centers The new road will have uniform grades and its carrying capacity will be three-fold that of any present line The schedule proposed is 15 cents per bushel for grain from Chicago, 18 cents from St. Louis and 24 cents Council Bluffs The tariff on grain from Chicago, during the past year has been but 40 cts per bushel The management will begin with 50 trains per day each way from Chicago and New York, which they expect after the first six months to increase to 100 trains daily each way The estimated cost of the Continental railway including stations ground, equipping, machine shops and all property, and necessary appliances to put the road in first class running order, is $100,000 000 Prominent capitalists of Europe and America have already pledged the amount required to begin operations

The Times says that work will be commenced within a few weeks, and that contracts have actually been made for grading and the construction of bridges between here and Chicago. The line crosses 51 railroads between New York and Council Bluffs and will shorten the distance of 45 of these roads over 100 miles. At Council Bluffs the road will connect with the Missouri river and with the Pacific railway Although the primary idea is a freight highway, it is nevertheless proposed to furnish rapid passenger transit, and bring New York and Chicago within 20 hours of each other

THE IRISH LAND LEAGUE.

Resolutions Adopted at the Meeting Yesterday

The following resolutions were unanimously adopted at the meeting of the land league yesterday afternoon

Be it resolved by the Irish land league of Portland Oregon That we tender our most heartfelt thanks to the ladies and gentlemen who aided us in the recent entertainment for the benefit of the land league and, in a special manner we extend our thanks to the Portland Turn Verein the Eintracht Verein the Portland Light Battery the Emmet Guard, and also those who volunteered their services in the cause of a downtrodden and oppressed country struggling for the rights of common humanity

Resolved, That Mr R C White is entitled not only to our thanks but to every assistance when ever it may be in the power of each and every member of this league, for the able and efficient manner in which he labored for the success of the cause and in directing the entertainment.

Resolved, That a copy of these resolutions be published in the papers of this city and in the Irish World

NOVA SCOTIA.

Prof Hind again Addresses the Governor General.

Halifax Jan 29—Prof Hind in another letter to the governor general closes thus I have a perfect right to ask why Sir Alex Campbell with the facts in print before him and with ample means for obtaining correct information dared make the deluding statement with which he is credited On the floor of the senate chamber he spoke as an authorized member of your excellency's government There is no conceivable excuse for this public deception and it is as unbecoming for Campbell to throw the entire responsibility on the agent of the imperial government concealing at the same time the roguery of his own officers and the unspoken shame of his own misleading statements If I had not drawn special attention to these figures in my letter on falsified department reports there might have been legitimate excuse for avoiding the subject but having pointedly drawn attention to them there is no vindication whatever for his deception which can only serve as a cloak for official dishonesty and a scoff at justice and law

WASHINGTON CITY

Successful use of a New Fishing Net.

Washington, Jan 31—The U S fish commission recently through Prof Spencer F Baird introduced among our eastern fishermen the use of gill nets for taking cod and other deep sea fish The success which has attended the introduction of these gill nets in our shore cod fisheries the present winter has been very marked and has created wide spread interest among those concerned in fisheries

Democratic Caucus.

Washington Jan 29—The democratic senatorial caucus seemed to think to-day that the house would adopt the Morgan joint resolution and thus settle the electoral count controversy They agreed that the same bill for congressional reapportionment should pass

DECISION IN U S DISTRICT COURT BY JUDGE DEADY.

U S District Court—District of Oregon

SATURDAY January 29 1881

Leander Holmes Administrator v The Or S Co. By C. No 387 In Admiralty

(1) ADMINISTRATION—JURISDICTION TO GRANT. By the constitution of this state the county court is a court of record with general jurisdiction of probate matters to be regulated by law (Art IV §§ 1 and 12) and by statute (Civ Code § 1053) it has the exclusive power to grant letters of administration upon the estate of a person who at or immediately before his death was an inhabitant of the county Held (1) That a decree of the county court of Multnomah county granting letters to D upon the estate of P by which it appears to have been adjudged by said court upon a proper petition that P was an inhabitant of the county at or immediately before his death cannot be questioned collaterally on the ground that P was not in fact such inhabitant (2) That said court having general jurisdiction of the subject matter—the granting of administration upon the vacant estate of a deceased person—it had the authority to enquire and determine whether in that particular case, the deceased was an inhabitant of the county or not and that its decision upon the question is conclusive except upon appeal and (3) that a subsequent decree by the county court of another county granting letters of administration upon the same estate to H while the first were in full force and effect is null and void

(2) INHABITANT The word inhabitant as used in the § 1053 aforesaid has a narrower and more limited signification than domicil and implies a personal presence in the county—as a dweller therein

(3) NEGLIGENCE The defendants steam ferry crossed the Wallamet river to Portland on a dark night with passengers from its railway and P in stepping from the boat to the pontoon at the landing stumbled and fell into the river and was drowned Held that for want of a guard to prevent the passengers from attempting to go ashore before the landing was safely made and some sufficient signal to warn passengers when it was proper to go ashore and particularly for the want of sufficient light upon the boat and pontoon to enable passengers to readily observe the same and their relative situation was negligence and caused the death of P

(4) CONTRIBUTORY NEGLIGENCE This matter is a defence and the burden of proof is upon the defendant to establish it and drunkenness is not per se such negligence, but only more or less evidence of it according to the circumstances

(5) COMMON CARRIER A common carrier of passengers for hire is bound to provide for their safety so far as is practicable by the exercise of human care and foresight and where one is drowned under the circumstances aforesaid drunkenness, if existed, was not contributory negligence.

(6) DAMAGES The damages recoverable under § 367 of the Or Civ Code, by an administrator for the death of his intestate are general assets of the estate and are given merely as a pecuniary compensation for the death and not as a solatium nor are they to be exemplary or vindictive but according to the value of the life having due regard to the capacity and disposition of the deceased to be useful—to labor and to save

DEADY J

This suit is brought to recover the sum of $4900 under § 367 of the Or civ code, on account of the death of William A Perkins, the libellant's intestate alleged to have been caused by the negligence of the defendant on November 16, 1878 while transporting said Perkins across the Wallamet river at Portland, on its steam ferry No 1

The answer of the defendant, in addition to the allegations directly responsive to the libel and contesting the cause of suit therein stated contains defensive allegations in bar of the same the equivalent of the pleas of ne unques administrator and a prior adjudication, at law

These pleas are but different forms of the same defence and the facts upon which they rest are as follows —

In June 1877 William A Perkins, then in his twenty second year came to Jackson county Or via California from his native state Vermont with his mother and stepfather, Michael Riggs, where he remained until September 10 1878, when the mother on account of alleged cruel treatment, left Riggs, taking with her her three minor children and the effects which belonged to her and started for California where she had a brother living, with the ultimate purpose of going back to Vermont, to reside where she had a son still older than the deceased The deceased accompanied her first disposing of a pre-emption claim on Applegate creek upon which he and his mother had resided separate from Riggs for some months, and leaving nothing behind him

At Roseburg they were detained by sickness and poverty until October 10 1878 when they came to Salem where for the want of means to pursue their journey they remained until November 16 when by aid of others they started for California on the defendant's railway and on the evening of the same day, while crossing the river at Portland the defendant was drowned

On December 2 1878 the county court of Multnomah county upon the proper petition of the mother of the deceased styling herself—"Mary A Riggs of the city of Portland"—in which it was alleged that the deceased was at or immediately before his death, an inhabitant of said county' made an order appointing H W Davis administrator of the estate of said William A Perkins in which among other things it is alleged that by 'the oath of the petitioner' it was 'proved that said Perkins died intestate in Multnomah county Or, he 'being at or immediately before his death an inhabitant of said county,' which order and appointment are still in full force and effect, and said Davis, in pursuance thereof duly qualified as such administrator and on January 2, 1879, brought an action at law in the circuit court of the state for said county against the defendant under § 367 aforesaid for the identical cause of suit alleged in the libel herein, in which on March 31, said circuit court gave judgment that the plaintiff take nothing thereby which judgment was on August 11 1879 duly affirmed by the supreme court of the state and still remains in full force and effect

On September 17, 1879 the county court of Jackson county Or appointed the libellant administrator of the estate of said Perkins, and in pursuance thereof the libellant duly qualified as such administrator and brought this suit to recover damages for the death of his intestate Upon these facts the plea of a prior adjudication is not sustained For although the action of Davis v The O & C Ry Co was for the same cause as this, it was between different parties plaintiff who were not privies, The Jackson county administrator is not the successor of the Multnomah one On the contrary he claims title to the estate of the deceased by a distinct and independent if not an adverse grant His suit proceeds upon the assumption that Davis was not the administrator and that therefore his action to recover damages belonging to the estate of the deceased was a nullity and of no effect

The defence that the libellant was not ever administrator of the deceased involves the inquiry (1) Did the county court of Multnomah county have jurisdiction to grant the administration of the estate of the deceased to Davis when and as it did? (2) Can the decree of said court making said grant be attacked collaterally?

The jurisdiction to grant letters of administration upon Perkins estate was vested in the county court of the county of which the deceased at or immediately before his death was an inhabitant — in whatever place he may have died ' Or Civ Code §§ 1051 1053

And first as to the fact—of what county was the deceased an inhabitant at or immediately before his death? In the consideration of this question counsel for the libellant assumes that habitation and domicil are in this case convertible terms and that therefore a person is always an inhabitant of the place in which he has a domicil and vice versa But I do not think that the term inhabitant as used in the statute is the equivalent of the technical term domicil

A habitation is a place of abode—a place to dwell in and an inhabitant of a place is one who has an actual residence there But a person's domicil is a place where he may reside in fact or for many purposes may be deemed to reside Indeed a person may have two domicils at once, as for example if a foreigner coming to this country should establish two houses one in New York and the other in New Orleans and pass one half the year in each he would for most purposes have two domicils Bouvier Domicil

A man's domicil—as the word implies—is his house or his home and it may continue to be such for years without being actually inhabited by him But an inhabitant of a place is one who ordinarily is personally present there not merely in name but as a resident and dweller therein Domicil as a matter of fact is to come [illegible] [illegible] Yet in the interpretation of law every one has a domicil—a wanderer because upon it generally depends his personal status rights and duties and the disposition of his property after his death Abington v North Bridgewater 23 Pick 170 Mitchell v The U S 21 Wall 350 Desmare v The U S 3 Otto 609 Furthermore a person who in contemplation of law has a domicil may nevertheless as a matter of fact be a mere wanderer and not an inhabitant of any place

Upon this view of the law I do not think that Perkins can be considered an inhabitant of Jackson county at the time of his death nor indeed of any county in the state As a matter of fact he had ceased to reside in Jackson county and was journeying through the state to California Therefore the power to grant letters of administration upon his estate belonged to the court of the county, if any of which he was an inhabitant immediately before his death He was an inhabitant of Jackson county before his death but I doubt if he was immediately before Immediately means without anything intervening—the very opposite of mediately In this statute it signifies that the administration shall be granted in the county of which the deceased was an inhabitant at or last before his death

The six weeks immediately preceding his death Perkins lived in Marion county and although he did not intend to remain there permanently but only until his mother could obtain the means to get away with, yet I am inclined to the opinion that that was the last county he was an inhabitant of before his death—if it was not then Jackson county was

However that may be, I do not think Perkins was an inhabitant of Multnomah county at the time of his death and therefore as a matter of fact the county court of that county was not authorized to grant letters of administration upon his estate And this brings us to the consideration of the principal question—Can the decree of the county court granting the letters of administration to Davis be attacked collaterally?

By the constitution of the state (Art VII §§ 1 11 and 12) it is provided in effect that the county court shall be "a court of record having the general jurisdiction" pertaining to probate courts to be limited by law; and by § 869 of the Civ Code it is declared that such court has the exclusive jurisdiction in the first instance pertaining to a court of probate—to grant and revoke letters of administration"

In Tustin v Gaunt, 4 Or 305 the supreme court of the state held that the county court in exercising the jurisdiction pertaining to probate courts is a court of superior jurisdiction as contradistinguished from courts of inferior and limited jurisdiction, ' and that its "judgments and proceedings when questioned collaterally are entitled to all the presumptions of law in favor of their legality that pertain to the judgments of superior courts

In the case of a judgment of a superior court—a court of record—the law presumes that the court had jurisdiction unless the contrary appears, and in the courts of the same state it has usually been held that unless the contrary appears from the record of the case it cannot be shown at all In other words the validity of the judgment and the jurisdiction of the court that pronounced it must be tried by the record alone But the record of a judgment of a court of a state may be contradicted in the courts of a sister state or the United States as to the facts necessary to give jurisdiction and if it be shown that such facts did not exist, the record notwithstanding its recitals to the contrary, is a nullity Thompson v Whitman, 18 Wall 457, Pennoyer v Neff 5 Otto 714 And the same rule has lately been applied by the New York court of appeals to domestic judgments Ferguson v Crawford, et al, 70 New York, 253

Assuming this to be the rule governing this case, the contention of the libellant is,

(1) The county court of Multnomah county had not jurisdiction to grant the letters of administration upon Perkins estate, as it did unless he was an inhabitant of such county at or immediately before his death,

(2) It appears that Perkins was not ever an inhabitant of said county, and,

(3) Therefore the court acted without jurisdiction and this fact may be shown to contradict the record of Davis' appointment and thereby destroy its validity

Upon what fact or facts the jurisdiction of a court to grant letters of administration upon the estate of a deceased person, depends is a nice and vexed question upon which the authorities are in direct conflict

At common law the grant of letters by the bishop when by reason of the locality of the bona notabilia of the deceased—the equivalent of inhabitancy—the power did not belong to him was void, but when made by the metropolitan, under like circumstances it was only voidable Toller on Ex, 68

In Massachusetts, in Cutts v Haskins (9 Mass 543) it was held that the grant of administration by a judge of probate on the estate of a deceased person, not at his death an inhabitant of the county in which such administration was granted was simply null and void This ruling was followed in Holyoke v Haskins 5 Pick., 20 and 9 Pick 259 when the legislature intervened and declared that the jurisdiction assumed by a probate judge so far as it depends upon the place of residence of any person shall not be contested except directly upon appeal unless the want of jurisdiction appears upon the record Rev Stat c 83 § 12

To the same effect is the ruling in Becket v Selover 7 Cal 235 and in Fletcher v Weir 7 Dana 345 it was held that the decree of a probate court, admitting a will to probate was prima facie evidence of its jurisdiction, which it was said might be overcome by showing that that the testator was not domiciled in the state

On the other hand it has been held that where a probate court grants letters of administration upon a petition which states the facts necessary to give the court jurisdiction, the decree of the court is not void and cannot be questioned collaterally although the residence of the deceased at or last before his death was not in fact in the county where the letters were granted Such has been the ruling in Virginia (Fisher v Bassett 9 Leigh, 119 Andrews v Avory et al 14 Grattan 236) in Vermont (Abbott v Coburn and wife 18 Ver 667) in Texas (Burdette v Silsbee 15 Tex 615) In Missouri (Johnson v Beazley 65 Mo 264) in Alabama (Collart v Allen 40 Ala 155) in California (Irwin v Scriber 18 Cal 503) and in New York (Bumstead v Read 31 Barb 664 Bolton v Brewster 32 Barb 393)

The reasons given for these rulings are not always the same or even harmonious The subject is not a simple one and affords a good opportunity for subtlety and refinement All the cases however have gone more or less upon the argument of convenience and the fact that any other rule is impracticable and would leave all rights dependent upon or growing out of the grant of letters of administration in an unsettled and precarious condition

But in my judgment the conclusion reached in these cases is legally correct as well as practically just

The county courts of Oregon have the general and exclusive jurisdiction to grant letters of administration upon the estates of deceased persons—to be exercised however by each county court only in cases where the deceased was an inhabitant of that county at or immediately before his death

The subject matter the granting of administration upon the estate of a deceased person without an administrator—is within the general jurisdiction of every county court in Oregon but the exercise of it in particular cases depends upon the existence of particular facts which must be ascertained by the court in the manner prescribed by law—and in the exercise of its admitted jurisdiction to grant letters of administration in the cases enumerated in the statute

But if the person is not dead or the administration of his estate has already been disposed of then the subject matter is not within the jurisdiction of the court—it does not exist—and the decree appointing an administrator in such case is simply void

I am aware that the court of appeals of New York (Roderigas v E R S Institution 63 N Y 460) by a bare majority have held that a grant of administration by a surrogate was a judicial determination of the death of the person upon whose estate administration is granted and conclusive evidence of the authority of the administrator until the letters were revoked or the order granting them set aside, at all—so far at least as to protect innocent persons acting upon the faith of them

But this decision notwithstanding, the plain and able arguments in support of it as Judge Redfield remarked (5 Am Law Reg, 213) without a precedent in English or American jurisprudence and the responsibility for it is put in the main upon the statute of the state which is said to require the surrogate in all cases to hear evidence and determine the question of death before granting the letters

But in Jochumsen v S S Bank (3 Allen, 88) the supreme court of Massachusetts under like circumstances held that a grant of administration upon the estate of a person erroneously supposed to be dead was void because the jurisdiction of the probate judge was limited to the appointment of administrators upon the estates of deceased persons And in Griffith v Frazier (8 Cr 9) the supreme court of the U S held that the appointment of an administrator by the ordinary of South Carolina upon the estate of a person where there was an executor entitled to act was void Ch J Marshall delivered the opinion of the court and in noticing the argument that the appointment was the judgment of an officer exercised upon a subject cognizable in his court and therefore not void even if erroneous admitted its force and the difficulty of distinguishing the cases in which a court of general probate jurisdiction, may be said to have acted on a subject not within its cognizance and said—"But the difficulty of marking the precise line of distinction does not prove that no such line exists To give the ordinary jurisdiction a case in which by law, letters of administration may issue must be brought before him * * * * But suppose administration to be granted in the estate of a person not really dead The act, all will admit is totally void Yet the ordinary must always enquire and decide whether the person whose estate is to be committed to the care of others, be dead or in life It is a branch of every cause in which letters of administration issue Yet the decision of the ordinary that the person on whose estate he acts is dead, if the fact be otherwise, does not invest the person he may appoint with the character or powers of an administrator The case, in truth was not one within his jurisdiction It was not one in which he had a right to deliberate It was not committed to him by law"

This ruling was followed in Kane v Paul 14 Pet. 33 where it was decided that the grant of administration of an estate where there was an executor entitled to act was void

But when there is a case for the cognizance of the court, that is an estate of a deceased person without an administrator—the court upon the proper application has the jurisdiction to act and to determine every question that may arise in the course of the proceeding including that of the residence of the deceased

In Fisher v Bassett supra Judge Tucker makes the distinction between the jurisdiction of the subject matter of granting administration of estates, and the authority to proceed in a particular case After stating that he did not consider the county court of Virginia the same as the ordinary of England because the former was a court of record whose judgments could not be questioned if it had jurisdiction of the cause, said "And this is to be understood as having reference to jurisdiction over the subject matter, for though it may be that the facts do not give jurisdiction over the particular case, yet if the jurisdiction extends over that class of cases the judgment cannot be questioned for then the question of jurisdiction enters into and becomes an essential part of the judgment of the court Thus, if a county court were to give judgment of death against a white man, the sheriff would have no lawful authority to execute him, or if a court of chancery were to grant probate of a will it would be ipso facto void, since that court has no jurisdiction in any case of probates It is held void ipso facto, because no inquiry is necessary to ascertain its invalidity But where the court has jurisdiction of cases ejusdem generis its judgment in any case is not merely void, because its invalidity cannot appear without an inquiry into the facts, an inquiry which the court itself must be presumed to have made and which will not therefore be permitted to be revived collaterally" And a parallel case, it seems to me is this The U S circuit court has jurisdiction of all civil cases in law and equity of a certain value arising between citizens of different states and if in such a case it decides that the parties are citizens of different states and therefore it is authorized to determine the controversy between them its decision in this respect is conclusive except upon appeal

The object to be accomplished by means of giving exclusive jurisdiction to the county courts to grant administration of estates is to provide for the due and public succession to the estates of all deceased persons, and in the exercise of this jurisdiction the residence of the deceased is merely a matter incidental and only of importance in providing for what may be supposed to be the orderly and convenient distribution of the power among the several county courts of the state.

The argument drawn from convenience and practicability in favor of holding the judgment of a court granting administration of an estate to be conclusive, as to the residence of the deceased except upon appeal is very suggestive and ought to have much weight Cases are continually arising in which it is difficult to say where the last residence or inhabitancy of the deceased was The facts upon which the decision of the question turns are often so obscure vague and ambiguous or contradictory that no two courts can hardly be expected to draw the same conclusion from them And yet its decision is a mere matter of form—relates only to the procedure—and involves no substantial right Apart from the local convenience of parties it makes no difference what county court of the state grants the administration

The case under consideration is a striking illustration of the difficulty of deciding what was the last residence of a deceased person for the purpose of granting administration upon his estate and what useless confusion litigation and loss would follow if the judgment of the county judge upon such a question was open to attack collaterally whenever and wherever any right of action or property arising out of or depending upon the correctness of such judgment was contested or called in question

Within the 70 days immediately prior to his death Perkins was in 4 counties of the state Already administration has been granted in two of them upon applications made under the advice of learned and careful counsel And if I were called upon to decide of which county he was an inhabitant at or immediately before his death I should probably say not either of these but Marion county

So that if the rule contended for by the libellant were to prevail, and the grant of administration be held void in case it appears to this court that it was not made in the proper county the conclusion might be that neither Davis nor Holmes is the legal administrator of the deceased

But I do not think the residence of the deceased is an open question in this court In the exercise of its general jurisdiction over the estates of deceased persons the county court of Multnomah county in the appointment of Davis as administrator decided that the deceased was an inhabitant of that county at the time of his death and this decision except upon appeal is conclusive of the question

The grant of administration to the libellant having been made upon an estate which was not vacant but already vested in the administrator appointed by the court of Multnomah county it follows that such grant is void and the plea of ne unques administrator is sustained This conclusion also derives support from the analogies of the following cases relating to the question of jurisdiction in probate court matters Grignon v Astor 2 How 335 Florentine v Barton 2 Wall 210 Comstock v Crawford 3 Wall 402 Canjolle v Ferris 13 Wall 469, Broderick's will 21 Wall 509 Mohr v Manierre 11 Otto 417 Dequindre v Williams 31 Ind 453 Strover v Richmond 16 Ohio St 467 Wanzer v Howland 10 Wis 15 Gager v Henry 5 Saw 237

The decision upon this plea is sufficient to dispose of the case in this court, but the defendant having also contested it upon the merits and the case being liable to an appeal and to be considered in the appellate court upon the merits [where the conclusions of the district judge upon the evidence are to be regarded as findings of fact drawn not merely from reading the notes of the witnesses testimony but a knowledge of the locus in quo and a careful observation of the manner and appearance of the witnesses while undergoing examination—circumstances which so often qualify and sometimes contradict their verbal statements I will proceed to dispose of the remaining two questions in the case—(1) Did the deceased come to his death by the wrongful act or omission of the defendant and without substantial fault on his part, and (2) If he did, what damages ought his administrator to recover under the statute therefor

Upon the first point a brief statement of the facts will suffice

On the morning of November 16 1878, the deceased in company with his mother brother and two half sisters left Salem for Portland on the defendant's railway which usually arrived at the depot on the east side of the Wallamet river at 4 o clock P M but on this occasion was delayed at Oregon City about two hours by a freight train getting off the track The night was dark and wet The passengers baggage and mails were then transferred to the defendant's ferry boat—the deceased and his family walking from the depot to the boat, a distance of about 125 yards The boat was under the direction of a pilot stationed in the pilot house five or six feet above the level of the deck and about 33 feet back of the bow There was only one light on deck and that was an ordinary hand lantern carried by the watchman the only employe on deck The deck immediately in front of the pilot house was about 38 feet wide, and upon either side there were railings running forward about 29 feet Between the forward end of these railings the deck was 20 feet across, and from there to the end of the boat—a distance of eight feet—there was no rail or guard, neither was there any chain, gate or guard across the deck, or any like means to prevent the egress of passengers at or before landing

On the Portland side of the river the boat landed at a pontoon about 40 feet wide with a circular recess in the front of it, about 20 feet across and 8 feet deep in the centre into which the bow of the boat was run and then fastened by a line taken from the boat on the port or upper side at or near the end of the railing and belayed to a kevel on the upper side of the pontoon, about 10 feet from the boat and then an apron about 12 feet in length was turned over from the front of the former on to the bow of the latter which served as a bridge upon which wagons crossed the joint or aught opening between the boat and pontoon, while the foot-passengers usually stepped off from the former on to the latter anywhere within the circle

The cabin was in the middle of the boat running fore and aft, with a pilot house at either end and a wagon way on either side with a stairway at each end ascending between the house and the cabin—the one then next to the shore from the port side While crossing the river the deceased and the family with two or three others occupied the cabin, which was lighted but the light did not produce any effect forward of the pilot house The mail wagon, drawn by two horses was on the port side roadway and nearly abreast of the stairway leading into the cabin

On this occasion, owing to the darkness, the boat did not make the landing at the pontoon direct but ran in from down the stream and at an angle of about 57 degrees, with the line of its face and went hard up against the pontoon at each end of the circular recess therein—leaving a crescent shaped space between it and the pontoon and these points of about 18 inches in width at the centre

As soon as the boat struck the pontoon the watchman stepped on to the upper side of it, sat down his lamp and made the line fast to the kevel, and at the same time most of the passengers—probably twenty or thirty—who were standing on the deck forward of the pilot house went ashore, as was usual in the daytime—some on the upper and others on the lower side of pontoon where it and the boat touched or came close together, without objection or direction from any one From the pontoon the street ascends the hill to Front street a distance of probably 200 feet Near the foot of the hill some hotel hacks were standing, one or two of which had lights shining towards the river, and upon the further side of Front street and about 35 feet above the level of the river, stood a street lamp Besides these and the watchman's lantern there were no lights at the landing or in the vicinity On the pontoon there were a number of hotel runners making the air ring with the names and advantages of their respective houses.

Neither the defendant nor the family had ever been at Portland or had any knowledge of the landing or its surroundings As soon as the boat struck the pontoon and the passengers on the deck began to go ashore, the deceased, who had reason to believe the boat was landed, went down from the cabin to go ashore He had a sack of clothes on one arm and a valise in the other hand, and as he reached the deck and passed forward he disturbed the off horse in the mail wagon, and the animal being skittish or vicious jumped or kicked, whereupon the driver railed out at him telling him with much profanity to stand back or take care or he would get hurt With this the deceased, who was now at the front of the pilot house, diverged a little to the right, and saying "I am all right," walked forward to the starboard quarter of the bow, a few feet forward of the end of the rail, and undertook to step off on to the pontoon but struck his toe against the latter instead of stepping on it, and thereby fell into the river through the space between the pontoon and the boat which was there from 18 inches to 2 feet wide and was drowned Upon his state of facts it is too plain for argument but the deceased came to his death by "the wrongful omission"—the negligence—of the defendant

The defendant was a common carrier of passengers for hire and for their protection was subject to a very strict responsibility Therefore it was bound to provide for the safety of the deceased while upon its boat and getting on shore "so far as was practicable by the exercise of human care and foresight" Shoemaker v Kingsbury 12 Wall 370 To this end it was certainly its duty to have had its boat and landing particularly the latter well lighted and to have maintained a guard or gate across the bow of the former to prevent passengers from debarking before the landing was fully made and to have signified to the passengers in some suitable and sufficient manner—as by the ringing of a bell—when it was safe and proper to go ashore

But all these precautions were substantially omitted and although the fact that the boat did not usually cross the river at night may in some measure excuse those in the immediate charge of the boat for the omission it does not exonerate the defendant from the legal effect thereof

But the defendant claims that the deceased was duly warned not to go ashore when and as he did and that his disregard of such warning was the cause of his death or substantially contributed to it, and also that he was intoxicated at the time of his death and incapable of apprehending or avoiding the danger which caused the loss of his life

Contributory negligence is a defence to this action The Chandos 4 Fed Rep 649 But the burden of proof is upon the defendant to establish it I admit the authorities are in hopeless conflict upon this question but in my judgment any other rule than this, violates all the analogies of the law and is practically illogical and unjust See 2, Thomp Neg 1175 § 24

The evidence in regard to the warning and intoxication comes from the witnesses of the defendant and must be taken with many grains of allowance besides being substantially contradicted by those of the libellant

The witnesses of the defendant from whom this evidence comes are its employes or persons habitually travelling on its road in connection with the transportation of the mail or engaged as solicitors for hotels that receive a large share of their patronage from the travel over this road They are evidently more or

Concluded on Fourth Page]

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The Daily Oregonian.

TUESDAY MORNING, FEB. 1, 1881.

A SUBJECT OF CONCERN.

In an article on the subject of the future of American shipping, a writer in the Atlantic makes some assertions which will awaken considerable interest throughout the country. It is shown by statistics that from the phenomenal trade of the year 1880 only one American interest failed to derive any marked benefit. A foreigner reasoning from ordinary experience would scarcely credit his ears if he were told that the shipping interest formed the solitary exception to the general prosperity, especially if he were aware that the settlement of the South Atlantic States, the purchase of California, and the discovery of gold in Australia had in each case been attended with a sudden growth of the American merchant marine; ships often earning their whole first cost in freight money in a single year, in those times. Yet such is the fact. The records show that American vessels have derived almost no benefit from the wonderful expansion of the ocean carrying trade of the last two years. Our ships actually carry less transoceanic freight than they did three years ago, and far less than at any time during the last thirty years, the period of our civil war alone excepted. Many American vessels lie idle at the wharves while the sea is white and the sky is dark with the smoke of the great merchant fleets of other nations, which swarm to our shores and transact the great carrying trade that our own vessels do not seem able to take a busy part in.

The Englishman used to find a Dutchman ahead of him whenever he entered a port new to him, but this has been changed, and now the Englishman is nearly always first on the ground. In whatever part of the world there is an opportunity for trade, the letters of the English consuls and the cable dispatches of the English merchants report the fact at once to London or Liverpool, where the news is digested and acted upon before the rest of the world hears of it. The news being received in advance of competitors, goods and ships are sent to the spot promptly, and the cream of the business is secured at once. The British habit of being first in the field has given to the carrying trade to and from the United States, for the past two years, its chief peculiarity. To every point of our long coast whence the products of the soil could be advantageously exported, and to every new foreign port with which a trade has sprung up, the English have established a line of freighting steamers, with sailing ships as auxiliaries. Not a month has passed without the starting of a new line. First it is to Norfolk; then it is to Mobile; then to Charleston, Savannah, Galveston and other places. New lines to the old sea ports, like that of Mr. Vanderbilt to New York and the West-Hartlepool line to the Erie elevator in New Jersey, are established, and old lines are enlarged by the addition of new and more commodious ships. This has been the special characteristic of the carrying trade of the last two years; and England now enjoys in our commerce a magnificent pre-eminence, which it seems folly for any European rival to contest, and despair for America to attempt to disturb.

Further, proceeding to the consideration of the opposition which America will encounter in rebuilding the decayed fortunes of her merchant marine, and also considering the moderation in charges which foreigners make for doing our carrying trade, and that the United States has no colonies abroad to protect, it may be asked why should there be much concern about the future of our shipping interests, and the question is even asked, if the prosperity and security of our nation is dependent at all in this age on our shipping?

Three causes for concern on this point, however, are clearly presented in the article before us, the importance of each being obvious upon the briefest consideration. One reason is that shipping in these modern days plays a certain part with reference to periods of temporary and local over-production which good wagon roads and railways play with regard to periods of temporary and local under-production of food. The lack of steam lines running in the interest of American merchants and manufacturers was severely felt in this country in those years of reaction following 1873. The present American line from New York to Brazil owes its origin to the sudden and intense desire felt in this country, in those years of depression, for a new outlet for our manufactured goods.

Another reason is the loss of income to a country having as large a commerce as the United States, consequent upon its transportation being in foreign hands.

A third cause for concern is the evil to which America is exposed by the lack of sufficient shipping to export her products, in case of war among European powers. Suppose that the 447 English steam vessels trading to these shores were withdrawn, in consequence of war between Great Britain and one of her powerful rivals. The United States would not then have vessels enough to transact her own commerce, even with the aid of the coasting fleet. An arrangement would perhaps be made by means of which the English vessels would be put under the protection of some foreign flag, but that there would be a serious derangement of our commerce is certain, and a due regard for the future requires that the contingency should be provided against if possible.

From this much to be regretted condition of the merchant marine the writer turns to a consideration of the pitiable condition of our navy and predicts certain humiliation should America be forced into a war with any foreign power, as matters now stand. England herself was never seriously menaced except from the sea. Our situation is much like hers, only worse, on account of the greater length of coast. With not one ship in the American navy which can face a European iron-clad, and no forts to speak of in the harbors, what would be the situation of affairs in case a few European war ships, with a fleet of swift merchant steamers or auxiliaries, were dispatched to threaten the coasts of the United States? The damage which might be done in one short month is inconceivable. The officers of the American navy are fully awake to this danger, and their reports to the government and their private conversation represents it constantly. The fact is, the development of the modern ocean steamship, swift, big and strong, has given a new turn to naval affairs. It has exposed a coast nation to new perils, and made the state of its merchant shipping of the utmost importance to the national security. That this important interest has derived no benefit, been stimulated into no activity, received no new life or strength, but has sunk into greater decadence while all other interests have grown stronger and more prosperous, is certainly cause for the very general feeling of concern on this subject which exists.

In less than five weeks from to-day the present session of congress will expire by limitation. The majority of the so-called democrats in both houses are not signalizing the closing days of their party's career by anything that will make the country sorry that the party has been discarded.

PRISON REFORM.

The question of prison reform is as broad as the land, and there are but few states that have not been favored with dissertations by their chief executives on the subject. Seldom however has it been presented in a more forcible manner or practical way than was done by Gov. Perkins in his message to the California legislature. He mentions two principles which should be carefully kept in view in the whole penal code of a state or a nation. These are strict classification of prisoners and the necessity of making all convicts self-supporting by providing them with hard, productive labor. Except in a few instances these measures have scarcely been tried. In order to their being carried out with even a show of efficiency a practical training of all officers is indispensable. It is quite as practicable to extemporize superintendents, jailers, turnkeys or matrons, as it is to extemporize captains for the navy, generals for the army, or qualified officials for the different departments of the public service. Such an experience as is required to qualify a man for properly governing a prison might not be obtainable except in the prison itself, but a plan could be adopted that would insure the promotion of those who were willing to begin learning in the lower offices, when their aptitude and qualification had been proved. Most of the penitentiaries of the country are under the control of men who hold their position by the grace of political governors and not specially because of their possessing the qualifications which Governor Perkins demonstrates to be highly essential to the success of prison reform. As it is now, there is little reformatory influence in the prisons generally in this country, prisoners being thrown together promiscuously, the young and penitent with the old in crime, and the irredeemably hardened, work being given at times more severe than ought to be required, and at other times, prisoners being left to utter idleness of body and listlessness of mind. Discontent and vicious thoughts are bred and ambition to reform is driven out of mind. Many a prison thus conducted, becomes far more a school of vice to those who have not graduated in crime than a place where the germ of a better life is planted.

Philadelphia will hold a city election early in the present month. Mayor Stokeley, present incumbent, will receive the republican nomination. The Times, independent, with democratic tendencies, says that "he is credited with the maintenance of personal integrity in all his public and private duties;" and that "he has steadily made himself, his departments, his police and the city better from year to year, and when discounted by all his partisan infirmities, he is regarded by the great mass of business men and property owners as the best chief magistrate we can obtain."

Again the courts are called upon to decide unsettled questions as to the ownership or right of occupation of the public levee. This time the city sues out an injunction restraining the railway company from erecting any buildings or doing other work on the premises. The present case will, it is believed, bring up all the issues affecting the title to the levee, whether under the general law upon the subject of the appropriation of lands for railroad purposes, or the special act passed for the benefit of the Oregonian Railway Co. by the last legislature.

Every republican member of the Ohio legislature signed a petition to Gen. Garfield requesting him to appoint Gov. Foster a member of his cabinet. Gov. Foster on learning of the existence of the petition was greatly angered, and immediately communicated with Gen. Garfield, expressing his displeasure at the action taken, and disclaiming all knowledge of its inception.

The storms of the past month in England were the most severe of the present century. Traffic and trade in the vicinity of London have been greatly interfered with and general business much affected. The damage by the overflow of the Thames alone amounted to more than $10,000,000.

The senate has gained some oratorical talent by the recent elections, though most of the new men are of the "silent" order. Hawley of Connecticut, Hale of Maine, Conger of Michigan, and Miller of California, are forcible and effective speakers.

There were three candidates for U. S. senator before the democratic caucus in West Virginia; Hereford, Camden and Matthews. An exchange says: "Hereford represents gammon, Camden represents oil and Matthews represents brains."

DIED.

January 26th, 1881, of croup, Monetta, daughter of Calvin and Hettie Pomeroy, aged 9 months and 21 days.

"One gentle sigh her fetters broke;
We scarce could say she's gone,
Before her willing spirit took
Its station near the throne."

NEW TO-DAY.

COME "EARLY AND OFTEN" DURING OUR clearance sale. "Every dollar saved is that much made." OLDS & KING, 147 Third st.

Vigilance Hook and Ladder Co. No. 1.—Regular monthly meeting this evening at 7½ o'clock. R. M. McMASTER, Sec'y.

Columbian Engine Company No. 3.—Regular meeting this, Tuesday evening, at 7 o'clock. R. M. DONOVAN, Sec'y.

Tiger Engine Co. No. 5.—Regular meeting this (Tuesday) evening at 7:30 o'clock, sharp. W. H. D. JOYCE, Secretary.

Scandinavian Society.—Regular meeting this evening at 7:30 o'clock, at Rooms Nos. 38 and 40 Union Block. A full attendance of members is desired. W. A. BUCHANAN, Sec'y.

MILLINERY.
OPENING IN MARCH.
MRS. O. H. CLARKE.
Fourth and Columbia Streets.

WANTED.
A GOOD DRY GOODS SALESMAN. ADDRESS P. O. Box 68. fld3t

WANTED.
BY A YOUNG MAN, A SITUATION IN A DRY Goods or grocery store. Has some experience of business. Good reference given. Address S., this office. fld2t

WANTED.
TWO GENTLEMEN WOULD LIKE TO RENT A room, without board, in a private family. State particulars. Address P. O. Box No. 25, Portland. 1t

FOR RENT.
THAT EXCELLENT STAND COR. FIRST AND Sheridan streets, formerly occupied as a butcher shop. Rent reasonable. Inquire next door to the place. fld3t

LOST.
A SMALL CASE OF SURGICAL INSTRUMENTS was lost Jan. 31st. The finder will be rewarded by returning the same to Room No. 1, Union Block. fld1t

MATZOTH! MATZOTH!

The **EMPIRE BAKERY** is again in the field with superior Matzoth for the coming Passover, under the superintendence of J. A. GREENBERG. VOSS & FUHR. fldlm

Sheriff's Sale

The balance of the stock of

Furniture, Mattresses, Jewelry and Notions

of the late firm of

NATHAN & DWIGHT

WILL BE

Closed Out at Public Auction

TO-DAY at 10 o'clock, A. M.

on the premises,

Cor. of First and Pine streets.

NEW TO-DAY.

Valentines

HEADQUARTERS

OF

ST. VALENTINE

AT

J. K. GILL & CO'S.

93 FIRST STREET.

WHOLESALE AND RETAIL.

EMPEROR SAVON!

Best Soap on the Pacific Coast.

FULL WEIGHT AND RELIABLE.

For sale by dealers generally. Trade supplied by

ALBERT MAU & CO., Manufacturers,

SAN FRANCISCO.

SPECIAL AUCTION SALE

—OF—

FURNITURE!

At Residence, and

House to Rent.

We will sell at the Residence, **No. 198 Alder St.,** one door west of Fifth street,

ON THURSDAY, FEB. 3, AT 10 A. M.

The entire furniture and fixtures, comprising an excellent assortment of **Sittingroom, Diningroom, Bedroom and Kitchen Furniture.** Also one fine **Singer Sewing Machine.** This furniture is in good order, and affords a good opportunity to purchasers.

GILMAN & CO., Auctioneers.

MATZOTH! MATZOTH!

The **OREGON STEAM BAKERY** is again prepared to furnish Matzoth for Passover.
LIEBE & HOELBING.
M. WERTHEIMER, superintendent.
jan31d6t

NOTICE.
THE ANNUAL ELECTION OF THE OLYMPIC club will take place Tuesday night, Feb. 1st, at their club rooms. All members are earnestly requested to be present. Other business of importance will also be transacted. Meeting will be called at 8 o'clock. By order of the board of directors. jan31d2tned

AMUSEMENTS.

SOCIAL SCIENCE LECTURES.

The Third in this Course will be given

WEDNESDAY EVENING, FEB. 2,

THEME:

Social Sanitary Science.

BY

DR. P. T. KEENE,

Formerly Health Officer at Washington, District of Columbia.

Key Note—How this "Harp of a thousand strings" is strung and kept in tune.

The Lecture will be given at Unitarian Chapel, corner Yamhill and Seventh streets, at 7:30 o'clock. **Admission 25 cents.** j31d3t

TURN HALLE.

JOMI PER!

FRIDAY EVENING, FEBRUARY 4, 1881,

Will be presented by the SINGING SECTION of the TURN VEREIN, assisted by the best vocal home talent, under the leadership of PROF. STEBINGER,

IE MORDGRUNDBRUCK BEI DRESDEN!

A Comic Opera in three acts, with Orchestra accompaniment.

ADMISSION—50 cents to all parts of the house. Reserved seats to be had at Alisky & Hegele's without extra charge. Curtain will rise at 8 o'clock, sharp. For synopsis of scenery and full particulars see small bills. j31d4d

A. P. HOTALING, San Francisco. E. C. LORD, Portland.

A. P. HOTALING & CO.,

3 and 5 North First St., Portland.
IMPORTERS AND WHOLESALE DEALERS IN
FINE WINES AND LIQUORS.
Sole Agents for the
J. H. CUTTER OLD BOURBON WHISKY
And for
VAL. BLATZ MILWAUKEE BEER. 1y

1850. 31 Years' Practical Experience. 1881

JOHN A. CHILD, DRUGGIST,

Corner Morrison and Second Streets.
DEALER IN
Fine Chemicals, Perfumery, TOILET ARTICLES, Sponges, Soaps, Rubber Goods.
Orders by mail promptly attended to. j17d com

FOR

BUILDERS,

FARMERS,

CONTRACTORS,

HOUSEKEEPERS,

EVERYBODY.

DAYTON, HALL & LAMBERSON,

194 First St., Portland.

First Direct Shipment of Italian Goods.

VERGINE OLIVE OIL from Lucca, Tuscana, in ½, 1, 2 and 5-gallon cans and in bbls.
PARMIGIANO CHEESE from Parma.
Finest quality CITRON and LEMON PEEL from Palermo, Sicily.
SWEET and BITTER ALMONDS, SHELLED and GENUINE ALMONDS.
SAUSAGES, or SALAME DI MILANO.
GENUINE SYRUP PAGLIANO from Firenze.
DRY MUSHROOMS from Genoa.
FRESH ITALIAN CHESTNUTS.
First quality ITALIAN WINES in bottles.
GENUINE ITALIAN MACARONI.

All at Wholesale and Retail.
A FULL LINE GROCERIES.
A. FERRERA, 45 First St., Portland.

FOR SALE,

A

HARDWARE

BUSINESS

And CORNER LOT on which it is located. The trade of this concern is growing rapidly, and is located in the most prosperous young city of the northwest. This is the best chance yet offered to any party desiring to tackle a good, SOLID, SAFE and profitable business. Particulars can be had by inquiry of
j18tf FERRY & WHITE, First St., Portland.

W. A. BATEMAN'S CLEANING POWDER

Is unequalled for all kinds of **CLEANING** and **POLISHING.** One trial will convince the most skeptical. Give it one trial and be satisfied.

Retail Dealers of Oregon and Washington Territory, send to

HODGE, DAVIS & CO., **Wholesale Agents.**
j22d eod

WANTS.

WANTED.
A SUITE OF FURNISHED ROOMS WITH BOARD for a gentleman and wife. Address box 155 P. O. jan31d3t

WANTED.
A GIRL NOT SUBJECT TO AN OVER AMOUNT of aches and pains; that is able to entertain boarders while the landlady does the work. Call immediately at 282 Front st. jan29d4

WANTED.
A SITUATION IN A GROCERY OR GENERAL merchandise store, by a young man who has had ten years' experience. Salary not so much an object as steady work. Address A. M., this office. 1286t

WANTED.
A GOOD NURSE TO TAKE CHARGE OF A baby one month old. Reference required. Inquire at 155 Alder street.

TO LET.

FOR RENT.
THREE OR FOUR ROOMS SUITABLE FOR light housekeeping from $8 to $10 per month, water included, at 195 Columbia st., bet. Fifth and Sixth sts. jan1tfdtf

TO LET.
A LARGE, NICELY FURNISHED ALCOVE room, with bay windows, suitable for one or two gentlemen, in private family. Bath room, hot and cold water, and fine location. Inquire 160 Oak st. jan31d2t

FURNISHED ROOMS
IN THE HATCH RESIDENCE, COR. FOURTH and E streets; bath, etc. Will rent the kitchen furnished if parties desire. j27d6t

TO LET.
A FEW NICELY FURNISHED ROOMS, SINGLE or in suits, with board, at MRS. EMMA FELDGERS, No. 155, corner Alder and East Park. j22

TO LET.
TWO FURNISHED ROOMS TO RENT. APPLY at 172 Yamhill street. j31tf

FOR SALE.

DRUG STORE FOR SALE.
GOOD LOCALITY, DOING AN EXCELLENT prescription business. For particulars, terms, etc. apply to HODGE, DAVIS & CO. n22dtf

SPLENDID CHANCE FOR BUSINESS.
$1000 GROCERY STORE—AN ESTABLISHED paying business; ground lease of four years, $10 per month; buildings consisting of store, dwelling house and barn, included. Apply to PITT & TRUMAN, Newmarket Block. j13d1m

FOR SALE.
A VERY DESIRABLE RESIDENCE IN KINGS Addition; cottage house; eastern frontage; surroundings excellent. Also a house and lot on Front, near Lincoln. Also a lot and cottage house on Ninth and Hall. Also two houses and lot on Caruthers, near Front. Will pay 12 per cent. interest on the investment. VAN B. DeLASHMUTT.

TO MECHANICS.
LAND NEAR THE CITY TO EXCHANGE FOR the building of houses, or material. This land is well located, is level, good soil, and in the near future will be required for city purposes.
VAN B. DeLASHMUTT.

NOTE SHAVING A SPECIALTY. MONEY loaned on personal and real estate security.
VAN B. DeLASHMUTT.

ON THE INSTALLMENT PLAN.
LAND NEAR THE CITY TO SELL ON THE INstallment plan. This is a splendid opportunity for parties with small means to get a foothold near the great northwestern metropolis.
j27d1m VAN B. DeLASHMUTT, Broker.

SPECIAL NOTICES.

FOUND.
SOME DAYS SINCE, A PLAIN GOLD RING. Loser can have it by proving property at 227 West Park st.

PARENTS AND GUARDIANS, TAKE NOTICE.
HAVING SECURED THE SERVICES OF A competent teacher in Gymnastics, the Portland Social Turn Verein is now prepared to receive applications from pupils—Girls as well as Boys; girls not to be above the age of twelve. If desired, a special class for young ladies may be established. List for such applications will be open at Alisky & Hegele's from date.
j24tf A. LEGRAND, President.

SPECIAL NOTICE.
O. R. & N. CO.—COLUMBIA AND WILLAMETTE Division. On March 1st the steamboat "John Gates" will leave Celilo for Priest Rapids, and thereafter until further notice will make two trips each week between these points, leaving Celilo Tuesdays and Fridays. For rates of freight, apply to JOHN MUIR, General Freight Agent.
j26tf GEO. J. AINSWORTH, Supt.

TO WHOM IT MAY CONCERN.
PERSONS HAVING GUNS, PISTOLS OR OTHER repair work at our store for one year or more, are requested to call for the same within 30 days or same will be sold to pay charges. WM. BECK & SON. jan7d1mwit

REMOVAL.
WE HAVE REMOVED OUR PLANING MILL from 22 C street to the commodious building, cor. First and G streets, one block below the Clarendon. We have added the latest improved machinery and are prepared to fill all orders with promptness. Prices reasonable. jan5d1m JOHNSON & CO.

LOST.

NOTICE.
LOST, ON JAN. 28, 1881, A BREECH-LOADING Shotgun, No. 12, William Moore & Sons, makers, laminated steel barrels, with heavy canvas cover. Lost between E. Portland and Columbia Slough, on Tom Cully road. Any person finding or giving information leading to the recovery of the gun will be rewarded by leaving the same at Stark street ferry.
j28d3t wit JOSEPH PAQUET, E. Portland.

LOST.
A BLACK AND TAN GORDON SETTER SLUT, two years old; has been missing since the 2d inst. Number of license and name of F. T. Lomax on the collar. A liberal reward will be paid for her return to the Cosmopolitan Saloon, corner of First and Alder streets. j17dtf

LOST.
AND PAYMENT STOPPED ON CHECK MADE by Charles F. Powell, 1st Lieut. of Engineers, dated Nov. 17, 1880 (No. 615) for $100, made in favor of John Jansen and indorsed to
n30 EVERDING & FARRELL.

PROFESSIONAL CARDS

JAMES GLEASON,
ATTORNEY AT LAW, ROOM 6, ALISKY & Hegele's building, First street, between Alder and Morrison. jan6d1m

JOSEPH H. SHINN,
NOTARY PUBLIC, CONVEYANCER and REAL Estate Agent, (late Register State Lands, La Grande District) Union, Union county, Oregon. State and Government lands in Union and Baker counties selected for purchasers and locators. dec23d6m

C. B. UPTON & WM. H. UPTON,
Attorneys-at-Law,
Walla Walla, W. T.
Special attention paid to collection at Pendleton, Centerville, Weston and Milton, Oregon, Walla Walla, Waitsburg, Dayton, Pomeroy, Colfax and Palouse City, W. T. o13d6m

CHARLES H. TALBOT,
ARCHITECT.
Building Plans and Specifications, Patent Applications, Mechanical and Engineer Drawing.
6 Washington Street, opposite "Hines the Printer." j26d1m

FRANCIS CLARNO, Notary Public. I. M. BOWER.
CLARNO & BOWER,
Attorneys-at-Law.
Will practice in all the Courts and attend to all classes of legal business.
Office—Room 5, Gleason's building, cor. First and Ash sts., Portland, Or. j28d1m

D. M. CONLEY. J. C. LEASURE.
CONLEY & LEASURE,
ATTORNEYS AND COUNSELORS-AT-LAW, Pendleton, Oregon. Criminal Law and Collections Specialties. Charges Reasonable. Will Practice in all the Courts of Oregon. nov9d6m

J. W. OLIVER, M. D.,
HOMEOPATHIC
Physician and Obstetrician,
L Street, near Sixth, East Portland, Oregon. j23d1m

O. B. BIRD, M. D.,
HOMEOPATHIC
Physician, Obstetrician & Surgeon,
Sixth St., above Yamhill.
(Diagonally opposite Postoffice). Offices in Basement. Separate entrance.
Office hours 8 to 9, 3 to 4, 6 to 7. jan1d1m

Having purchased the East Portland Planing Mills, located corner J and Third Sts., East Portland, by the addition of new and improved machinery and additional power, we are enabled to offer equal advantages with any dealers in Portland, in the line of Doors, Windows and Blinds, Moldings, Brackets, Frames, etc. We shall be prepared to furnish contractors and dealers estimates on all kinds of mill work. We have engaged the most skilled mechanics, and shall aim to furnish a better class of work than has ever before been furnished in Portland. Our arrangements will enable us to give the most favorable terms and prices. All regular sizes carried in stock. Catalogue and prices furnished on application.

F. E. BEACH & CO.,
103 Front Street, Portland.

ADIEU!

Good-By, Good-By

TO

WINTER GOODS.

MELLIS BROS. & CO'S BARGAINS

To Close Out Fall and Winter Goods.

BARGAINS IN HOSIERY — BARGAINS IN GLOVES

ADIEU NO. 1.

HOSIERY AND GLOVES.

LADIES' FINE RIBBED HOSE..........$1 per doz
LADIES' HIGH-COLOR HOSE..........12½ per pair
LADIES' ALL-WOOL RIBBED HOSE..25c per pair
GENTS' ALL-WOOL HOSE..........25c per pair
LADIES' FULL-FINISHED, FLEECE-LINED HOSE..25c per pair
MISSES' FULL-FINISHED, FLEECE-LINED HOSE..12½ per pair
LINED BERLIN GLOVES..........10c per pair
MEN'S WOOLEN GLOVES..........25c per pair
MITTS FOR MEN, BOYS AND GIRLS..25c per pair

BUY OUR WORSTED GOODS!
Reduced One-Half.

WOOLEN HOODS — WORSTED JACKETS

GOOD-BY NO. 2.

WORSTED GOODS.

Ladies' Worsted Jackets.......... .75
Cardigan Jackets..........$1.00
Breakfast Shawls.......... .25
Ladies' Scarfs, Gold Tinseled.......... .50
Ladies' Scarfs, Solid and Mixed Colors.......... .25
Children's Knitted and Crochet Sacques.......... .50
Ladies and Misses Woolen Hoods, Cardinal, Blue and Gold.......... .25
Combination Hood and Nubia.......... .75

MARK WELL OUR PRICES!

SHOW THEM TO HUSBANDS, SHOW THEM TO SISTERS,
SHOW THEM TO WIVES, SHOW THEM TO BROTHERS,
AND DON'T FORGET YOUR FRIENDS!

LADIES' HATS — LADIES' HATS

OFFERING NO. 3.

BAREGE, Gray, Brown and Blue......25c per yard

LADIES' HATS.

Ladies' Fine Moscow Beaver Hats..........50c
Ladies' Black Beaver Hats..........50c
Misses' Stylish Trimmed Hats..........75c

NOTICE.

SKIRTS! SKIRTS! SKIRTS! SKIRTS!
Bright Red and other High Colors, Handsomely Trimmed....$1.00

CHILDREN'S AND LADIES' MERINO UNDERWEAR.

CLOSING OUT ALL LONG SLEEVE GOODS.
CLOSING OUT ALL LONG SLEEVE GOODS.

RADICAL CHANGES IN OUR

Shoe Department.

A. & E. H. BATCHELLER'S BOOTS—EVERY PAIR WARRANTED.
Good, Durable Eastern-Made Shoes Only.
GOOD-BY TO LADIES' AND CHILDREN'S WINTER STOCK.

YES! SHOES! — YES! SHOES!

OFFERING NO. 4.

Ladies' Winter Calf Shoes, best qualities..........one-third off
Misses' Winter Calf Shoes, best qualities..........one-third off
Children's Winter Shoes, best qualities..........one-third off
Buff Shoes, best qualities..........one-third off
Men's Heavy Boots, full stock, best qualities.....one-third off
Batcheller's Boots, best in country..........$3 50
Blankets, Blankets..........from $1 per pair up
Comforters, Comforters..........one-third off
Ladies' Cloaks..........one-third off
Waterproof..........one-third off
Fine Cloakings..........one-third off
One-Third off Regular Prices..........one-third off

Closing Sale of Clothing

STILL CONTINUES.

BOYS' CLOTHING AT COST. MEN'S CLOTHING AT COST.

We are going out of the Clothing business, and sell positively at the price the Clothing cost us.

ADIEU! ADIEU! GOOD-BY! GOOD-BY!

MELLIS BROS. & CO.

126 FIRST ST. to 127 FRONT ST.
NEAR WASHINGTON.

Always remember that our number on First street is 126—126—126. We have no connection with the store next door to us.

MELLIS BROS & CO.

AUCTION AND COMMISSION.

OSCAR KILBOURN,
AUCTIONEER,
63 First St., next cor. Pine. P. O. Box

AUCTION AND COMMISSION.

S. L. N. GILMAN. E. CROCKER.
GILMAN & CO.,
Auctioneers and Commission MERCHANTS,
No. 49 First Street, bet. Pine and Ash.
Auction Sales of Real Estate, Furniture, General Merchandise, Horses, Cattle, Buggies, &c.
Regular Sale Days—TUESDAYS and FRIDAYS at 10 o'clock A. M.

REGULAR AUCTION SALE

AT SALESROOM,
TUESDAY, FEBRUARY 1st,
At 10 o'clock.
BOOKS,
150 Miscellaneous Volumes.
FURNITURE
Of all Descriptions,
ALSO
MERCHANDISE.
A Large and Varied Assortment.
GILMAN & CO.,
AUCTIONEERS.

GILMAN & CO.,
AUCTIONEERS.

SPECIAL AUCTION SALE

OF

HOUSEHOLD FURNITURE

At Residence, No. 46 Columbia

Wednesday, Feb. 2, 1881,

At 10 o'clock, A. M.

50 yards Carpets, 2 Parlor Chairs, 2 Lounges, Walnut Desk, 4 Walnut Chairs and Rockers, Stove, Pictures, Brackets, Paper Cases, Centre Table, Clock, Rugs, Ornaments, Sewing Machine, Matting, Walnut Extension, Dining Chairs, Oil Cloth, Lamps, Chandeliers, Bedroom Suit, Spring and Top Mattresses, Bedstead and Mattress, Blankets, Crockery, Bookrack, Washstands, Carpet, Mirrors.

ALSO

Cook Stove and a large assortment of Glassware, Forks, Spoons, Tinware and Furniture.

GILMAN & CO.,

SPECIAL AUCTION

AT RESIDENCE

We will sell at the Residence,

ON WEDNESDAY,

At 10 o'clock, A. M.

The entire Furniture and Fixtures, excellent assortment

Parlor, Sittingroom, and Kitchen Furniture

This furniture is in good order, and opportunity for purchasers.

GILMAN & CO.

J. D. WILCOX.

J. D. WILCOX

Real Estate and Brokers,

27 Stark St., Union

For Sale—A Block in Stephens' Portland, near ferry landing.

For Sale—160 acres on Vancouver Portland.

For Sale—A Lot with two Small near Yamhill street. Will pay

For Sale.—A GOOD BARGAIN— junction Washington and

For Rent—The very and Sixth streets now occupied by
LEASES

EXTRA

EASTERN

Fresh by Every

SERVED IN ANY

AT OUR

CONFECTIONERY and SALOON,

145 First Street

EASTERN OYSTERS

OLYMPIA OYSTERS

ALISKY & HEGELE

Oxford Oyster

WE ARE STILL RUNNING AT 66 First Street, (Opposite
EASTERN, OLYMPIA AND
WATER BAY OYSTERS
in every style.
MRS. WALLER

A New Thing, and Just the Thing

E. B. GLOVER'S

Patent Combination Album.

PORTRAIT AND AUTOGRAPH

Novelty, Beauty, Metal Hinges, able Clasp,

Practical in its workings; ple in its construction. It will never wear out. This objections to the old-style

A. B. COVALT & CO.,
General Agents for the First Street, Portland, Or.

VARNISHES AND JAPANS.

The Undersigned offer for sale, direct from New York:
ENGLISH LUSTRE Black Varnish,
TURPENTINE ASPHALTUM Varnish,
BENZINE ASPHALTUM Varnish,
NO. 1 FURNITURE Varnish, in bbls.
BROWN JAPAN, in bbls.
NO. 1 COACH, in bbls.
WHITE DAMAR, in bbls.
COACH VARNISHES, in Cans.
Also, SILICIC ALUMINATE PAINT, for Iron and Woodwork.

JAMES LAIDLAW & CO.,
16 North Front St.

STATE TREASURER'S SIXTEENTH NOTICE.

STATE OF OREGON,
TREASURER'S OFFICE,
Salem, Jan. 31, 1881.

NOTICE IS HEREBY GIVEN THAT THERE are now on hand funds for the redemption of the following state warrants:
Nos. 130, 132, 133, 134, 135, 138, 139, 140, 141, 143, 150, 165, 167, 168, 173, 2346, 2352, 2353, 2354, 2355, 2356, 2359, 2360, 2361, 2362, 2388, 2364, 2365. Also warrants of the issue of 1874 payable out of special tax as follows: 2385, 2388, 2389, 2394, 2395, 2102, 2104, 2123, 2124, 2126, 2133, 2142, 2167, 2188, 2189. Interest on the above warrants will not be allowed after the date of this notice.
EDWARD HIRSCH,
State Treasurer.
jan31d&w1w

...ND COMMISSIO...

...AR KILGOURE
...UCTIONEER,
...t, next cor. Pine. P.O. Box...

...N AND COMMISSION.

...LMAN & CO.,
...eers and Commission
...ERCHANTS,
...st Street, bet. Pine and Ash.

...LAR AUCTION SALE
AT SALESROOM.
...DAY, FEBRUARY 1st,
At 10 o'clock.

BOOKS.
...Miscellaneous Volumes.

FURNITURE
Of all Descriptions.
ALSO
...ERCHANDISE.
...ge and Varied Assortment.

...LMAN & CO.,
AUCTIONEERS.

...LMAN & CO.,
AUCTIONEERS.

...AL AUCTION SALE
OF
...HOLD FURNITURE
...nesday, Feb. 2, 1881,
At 10 o'clock, A. M.

...L AUCTION SALE
AT RESIDENCE.

..., WILCOX & CO.,
...state and Insurance
Brokers,
...Stark St., Union Block.

...RA SELECTED
by Every Steamer,

...KY & HEGELE
...Oyster House.

...GLOVER'S
...ombination Album.

...HES AND JAPANS.

...NDON HOTEL.

The Daily Oregonian.

TUESDAY MORNING, FEB. 1, 1881.

CITY.

IMPATIENT CROWD.—Not less than fifty commercial travelers are in town, enriching the leading hotels—not exactly enriching, but assisting to meet current expenses, and more coming on the Columbia. Besides the Oregon Railway and Navigation company, and THE OREGONIAN, which can not supply its thousands of readers beyond the Cascades with a record of the world's doings, none seem to be more eager to see the Columbia open than these energetic salesmen. Every one is anxious to get "the inside" on all competitors in his particular line, and each wants the first chance to show to the much-desired east of the mountains trade, "the inducements" held out by his house this year. And they ain't going to wait for the second boat, either. The first one that starts up the river after it shall have opened, will carry a lively crowd and merchants from The Dalles to Walla Walla won't have to pay for drinks and cigars for two weeks afterwards. The delay here is passed in discussing whether to pay the $25 per quarter license levied recently by the council, or fight it in the courts, and in heaping maledictions on the weather.

PRINTERS' MUTUAL AID ASSOCIATION.—Sunday afternoon a number of the printers of Portland met at Arendel and Haydn hall. The meeting was held for the purpose of taking final action on the formation of a printers' aid society. There has been no abatement of the interest manifested at the first meeting, two weeks ago, and the result is the adoption of a constitution and permanent organization of Printers' Mutual Aid Society No. 1. Printers (compositors and pressmen) and book-binders are eligible to membership. There is no discrimination in regard to sex, and male and female alike are entitled to benefits. The objects of the society are goodfellowship, mutual aid and the social and professional elevation of the members of the "art preservative." The permanent officers of the P. M. A. Society are as follows: President, George Hibbert, (Telegram); vice president, F. Eastabrooks (OREGONIAN); recording secretary, F. C. Baker (Rural Spirit); financial secretary, Miss Cora Baker (Himes'); treasurer, J. L. Darr (OREGONIAN); sergeant-at-arms, E. L. Caldwell (Swope & Lent).

WHAT A "CHINOOK" IS.—The term "Chinook," as applied to the blessed, warm, southern wind which just now would be most heartily welcomed by every resident of Oregon, is a misnomer. The name was given by the traders who lived at Astoria as early as 1811 to the northwest summer winds which blew from the direction of Chinook point, opposite and a little below Astoria. The Chinook Indians, then a powerful and populous tribe, inhabited the country north of the mouth of the Columbia, and from them the point took its name. These northwest winds, blowing up the Columbia through the pass in the Cascades, still retained their coast name, and residents of Vancouver called them "Chinooks." In later years the people of eastern Oregon adopted the name, but confounded the ocean breezes with the winds from the south, which also blew up the Columbia. The winds which bring warm weather and melt the snow and ice are not Chinooks, and when the cold gives signs of breaking up it is not "Chinooking."

DESERVING OF CHARITY.—About three months ago Mr. F. C. Rhodes, an old resident of Portland, and well-known contractor, while employed in cleaning out a cesspool was badly poisoned by inhaling the noxious gases. Since then, he has been constantly confined to his house, and it is the opinion of the attending physicians he can not possibly recover. Mr. Rhodes has a wife and ten children, and it is said that they are in very destitute circumstances. Yesterday Mr. John A. Carr called on several persons from whom he obtained sufficient necessary supplies to answer immediate wants. This is a most deserving case of charity, and one which the generous public of Portland will not slight. Until rendered helpless, Mr. Rhodes was always a very steady and industrious man. Provisions, clothing and fuel will be very thankfully received. The family reside on Lincoln street near the macadamized road.

AN OLD PORTLANDER DEAD.—Several weeks ago a young man named Alfred W. Briggs was caught in the fly wheel of the machinery at the coffee and spice manufactory of Folger & Co., in San Francisco, and sustained such injuries that he soon died. Under a recent date we are in receipt of a letter from a gentleman residing at Salem. In speaking of the accident he says: "I think Mr. Briggs was a resident of Portland some fifteen years ago. For about a year he was employed in the coffee and spice mill of Williams & Co., on Front street. He was in the employ of Marden & Folger, San Francisco, before he came to Portland, and was a member of the Portland Zouave Cadets, a boy's company, that will be well remembered by all old residents of Portland. He was a good soldier, and the boys of our old company will be sorry to hear of his death."

ARRESTS FOR JANUARY.—Following is a list of arrests made by the police during the month just closed: Drunk and disorderly 85, assault and battery 11, fast driving 1, assault with a dangerous weapon 5, insane 3, abusive and profane 5, larceny 11, violating swill ordinance 5, selling liquor to minors 1, soliciting for hotels without license 1, keeping wash house without license 5, horse stealing 1, keeping cigar store without license 1, carrying concealed weapons 2, malicious mischief 2, defacing building not his own 1. Total 159.

ST. DAVID'S CHURCH GUILD.—Recently a meeting was held in St. David's church, East Portland, for the organization of a Woman's Guild. Eight names were enrolled upon the list of membership and the following officers elected: Rev. J. W. Sellwood, president ex-officio; vice president, Mrs. J. C. Hawthorne; secretary, Mrs. J. W. Sellwood; treasurer, Mrs. F. C. Ripley. The following committee on entertainments, etc., was appointed: Mrs. M. Stone, Mrs. J. C. Hawthorne and Mrs. C. Charlton.

SOMEWHAT MALICIOUS.—The San Francisco Alta of Jan. 20th, publishes an account of the recent storm in this state furnished to the California association press by its agent here, who telegraphed that the damage throughout the valley would reach about $100,000. Under loud head lines, the paper says: "Loss over half a million dollars." The Alta has never neglected an opportunity to misrepresent and unfavorably lie about Oregon, and this is no exception to its established custom.

INJUNCTION GRANTED.—On application of City Attorney Hosmer, Judge Stott granted a temporary injunction yesterday restraining the Oregonian Railway Company Limited, from working on or erecting any buildings on the public levee of the city until further order of the court. This suit will settle all disputes as to the ownership of or right to the levee.

DANGEROUSLY ILL.—The Churchman says: "The friends of the Rev. Dr. McCarty with whom he was so long associated in this jurisdiction, will regret to learn that he is lying very ill at his home in Washington, D. C., with no probability of recovering. Some months ago he was prostrated with a stroke of paralysis, since which he has gradually declined."

MINISTERS' MEETING.—At half-past 10 this morning the ministers of Portland and East Portland will meet in the parlor of Taylor street M. E. Church. Rev. A. L. Lindsley, D. D., will open the conversation on the topic, "What are the hindrances to a successful pastorate in this city?" All resident and visiting clergymen are cordially invited.

SEVERELY BURNED.—Yesterday morning an old man named Doolittle, who resides some distance back of East Portland, met with a very painful accident in one of the saloons of the city. Doolittle came into the saloon in an intoxicated condition, and staggering against a very hot stove, burned his right wrist in a horrible manner.

IMPORTANT CONTRACT.—Yesterday morning a contract for the iron front of Reed & Failing's new block, next door to Hodge, Davis & Co., was let to the Willamette Iron Works. More than sixty tons of castings will be required. The iron for the first story (the foundation was laid last fall) will be done within six weeks.

NEW WHOLESALE HOUSE.—Mr. Frank S. Aiken, formerly of Kaufman, Hecht & Aiken, and Mr. B. Selling, have formed a partnership under the name of Aiken, Selling & Co., to carry on the wholesale boot and shoe business. Their store will be located on Front street between A and B, and will be opened early this month.

ANOTHER FERRY LINE.—Increase in inter-city travel is evidenced by the establishment of Hackett & Co's new steam ferry boat "Albina," which is now making regular trips between this city and Albina, the northern suburb of East Portland. This makes four regular ferry lines, two having been established within a year.

NOT IN THE ASYLUM.—The report that Sep. Huelat, Esq., had been committed to the insane asylum grew out of the fact that he had been advised by Judge Rice to go to the asylum and remain a few days under the care of a physician. He was on the streets yesterday all right.

SOCIAL DANCE.—The members of George Wright Post, G. A. R., will hold one of their very enjoyable social hops at Masonic Hall to-morrow evening. It was intended to have a lecture on that evening, but the post concluded to substitute a social party.

HUNTING EXCURSION.—Judge Stott returned yesterday from a hunting tour to Washington county. The hunt was quite successful, and his honor returned with a number of ducks dangling from his wampum.

Y. P. A.—The regular meeting of the Young People's Association will be held this Tuesday evening, at 7:30 o'clock in the vestry of the Baptist church. Everybody invited. Strangers made welcome.

STEAMER ARRIVED.—The steamship State of California arrived at San Francisco yesterday, 69 hours from Portland. Considering the condition of the weather, the run was made in good time.

ADJOURNED.—Saturday the state circuit court adjourned until Tuesday morning at 9 o'clock. The criminal cases will probably be taken up about Wednesday.

STATED MEETING.—There will be a stated meeting of Oregon Lodge of Perfection No. 1 this Tuesday evening at 7:30 o'clock at their lodge room, Masonic Temple.

L. R. S.—The Ladies' Relief Society will meet this (Tuesday) afternoon at 2 o'clock in the basement of the Presbyterian church.

WEATHER MODERATING.

But a Gorge at Klickitat Prevents Connection to The Dalles

The Wide West got to the Cascades yesterday, but the R. R. Thompson could not get down from The Dalles on account of a gorge at Klickitat. Just how much of a gorge there is could not be ascertained. The boat will make another attempt to get down to-day. Last night's telegrams, dated 5:30 P. M., from beyond The Dalles, show the mercury below freezing point and the river impassable. A heavy, warm rain set in here about dark and continued till we went to press. It is likely that the rain will extend east of the Cascades. The signal service bulletins at 8 P. M. show that the barometer is higher in California than here, and higher at Umatilla than Sacramento, and that Oregon is between two winds—a cold one from the east and a warm one from the south. If any one can tell which will be the stronger, he can predict with something like accuracy what the weather will be to-day. THE OREGONIAN can't. However, the consolation of waiting for the river to open still remains. Following are the telegrams from eastern Oregon:

8:30 A. M.

Celilo—Cloudy; foggy; light down stream wind; ther. 26.

Blalock's—Ther. 28; river full of running ice.

Wallula—Cloudy; light up wind; ther. 25; river full of heavy ice.

Cascades—Ther. 20; river has very little ice; fell four inches last night.

Umatilla—Cloudy, and breeze up stream; ther. 27; river full of running ice.

Dalles—Cloudy; calm; ther. 30; Thompson left at 8:30 with forty passengers; she failed to reach the Cascades and returned to The Dalles.

5:30 P. M.

Dalles—Cloudy; down stream wind; river fell 4 inches in last 24 hours; ther. 32.

Wallula—Cloudy; light down wind; river full of ice; ther. 23.

Celilo—Light down wind; ice running; ther. 26.

Umatilla—Cloudy, and cold northeast wind; river full of running ice, ther. 26.

Cascades—Cloudy; down stream wind, showing very little ice in river; river fell 3 inches; commenced snowing at 5 P. M.; ther. 30.

BRIEF NOTES.

Flooded streets last night.

State circuit court this morning.

No connection with The Dalles yesterday.

This weather ought to loosen the Columbia.

Meeting of St. Andrew's society this evening.

The steamer Oregon will sail hence to-morrow morning.

The windows of the sky were certainly left open last night.

Regular meeting of the common council to-morrow evening.

The most popular conundrum at present, is: Will the clerk of the weather ever let up?

The forthcoming masquerade ball at New Market Theater, by the A. O. U. W., promises to be a grand affair.

Peace Vale Lodge I. O. G. T., will give a literary and dramatic entertainment this evening at Good Templar Hall. All who go will be sure to have a good time. After the entertainment there will be a social dance. Gent's tickets 50 cents; ladies' 25 cts.

INCOMING PASSENGERS.

The steamship Columbia, which sailed from San Francisco for Portland yesterday, brings the following passengers:

G B Reynolds and wife
H Adams
Mrs Wood and daughter
S Selling
J D Stephens
Miss Annie Riggs
G H George
Capt L M Starr
C White
Carl Adler
Mrs C J Beach & 3 chn
A Goodnough and son
U Hagemann
R R Yates
E White
S Feuchtwanger
F E Cook
J Gundersheimer

A T Perkins
R Wright, wife and niece
K N Rome
J P Woodbury
Miss Nettie Dudley
S L Marsh
H C Neff
E H Reynolds
J E Sisson
J P Cavan
S S McEwan
E Simmons
C H Friendly
Mrs E Waterman & child
J W Smith
E Byensburger
A L Fox
P Feenan and wife

BUSINESS NOTICES.

Ask your grocer for Emperor Saygon.

The Empire Bakery will furnish Matzoth for the passover made under the supervision of J. A. Greenberg.

Read what H. B. Litt of the leading suit house has to say this morning about ladies' dresses and dolmans.

Mrs. G. H. Clarke, will leave on the steamer next week and will make extensive purchases for her new store. See card. Further particulars hereafter.

J. K. Gill & Co. have just received direct from manufacturers a large consignment of valentines. They are headquarters both at wholesale and retail.

MILITARY NOTES.

A board of survey convened at the subsistence depot, Vancouver, W. T., yesterday, at 10 o'clock A. M., for the purpose of examining and reporting upon the condition of certain subsistence stores, supposed to be damaged (long time in depot), for which Capt. Samuel T. Cushing, subsistence department, C. C. S., is accountable. The following officers have been detailed for the board: Major John Moore, medical director; Major Charles G. Sawtelle, quartermaster's department, C. Q. M.; 2d Lieut. Henry H. Benham, 2d infantry, recorder.

PERSONAL.

Mr. Ben Shinkle, formerly of this city, now a resident of Sacramento, is in the city.

THE HOTELS.

ST. CHARLES.

Chas D Haskell, Or City
GW Wiseman & wf, Salem
Lee Smith, N Yamhill
Miss Ross, Dalles
A W Stowell, Eugene
E Dane, Sprague
Prof L J Powell, Albany

N L Coffenburg, Astoria
Geo Roberts, Lafayette
D C Stewart, Fr Grove
Mrs J. Welch, Latham
W Crosby, Olympia
J Fraser, Pt Townsend

CALENDAR.—According to the Churchman, the following is the calendar for February:

2 Presentation of Christ in the temple.
6 Fifth Sunday after Epiphany.
13 Septuagesima.
20 Sexagesima.
24 St. Matthias.
27 Quinquagesima.

CHANGE IN FIRM.—It is reliably reported that Mr. Sam Redlich, formerly of L. Goldsmith & Co., and Hecht Bros. & Co., of San Francisco, have purchased the wholesale shoe store of Mastin, Hecht & Co., in this city. The new proprietors are passengers on the incoming steamer which sailed yesterday morning.

NEW BOOKS.—J. K. Gill & Co. received to-day Tribune Almanac 1881, "Under Bonus," "Mrs. Parloa's Cook Book," "Island Life," by Wallace; "Sanskrit and its Literature," "Scotch Sermons," (1880), "The Actor and his Art," "Anecdotal History of the British Parliament," "Mary Marston," by Geo. Macdonald; "English Men of Letters: Wadsworth."

Portland Homestead Sale.

We are informed by Mr. Rice the manager of the Portland City Homestead that the sale of these valuable lots will positively close on the 28th day of February. A few lots yet remain unsold. None of this property should return to the original owner when it can be had on such easy terms and at a nominal figure. This may be the last liberal chance offered the public to secure a home.

The oil paintings, India ink, water colors and crayons exhibited at the corner of Second and Morrison street. Crayons, life size, only $20. Every portrait guaranteed. For reference or order call at Shanahan's or Beck & Waldman's.
I. N. WISKOTSCHILL.

The most beneficial discovery of the century to man is Ammen's Cough Syrup. A wealthy gentleman, who claims that it entirely cured him of incipient consumption, offered $5000 for the formula and the right to manufacture and sell to the world, which was refused. The remedy stands upon its own merits. A 15-cent sample bottle will convince the most skeptical of its virtues. Try it. It may save your life. All respectable druggists keep it, at 15 cents, 50 cents and $1.

Smoke America's best 5 cents cigar, "The Cannons." E. Goslinsky & Co., Manufacturers.

100 ready made suits from $10 up at Mrs. Pilger's.

Simon Harris' Music Store and Art Gallery, has removed to 49 First street, adjoining Oregon Bakery.

LOOK HERE.—Chestnuts, grapes, gold fish, pampas grasses and candies at S. L. Stone's.

Take the wreck to Barbey, 32 Yamhill street, and he will make a new sewing machine of it.

Only place in Portland for silk and satin candy boxes direct from Paris, at Postoffice Candy Store, Multnomah Building.

Lemon, cocoanut, peanut, butter molasses, cocoanut taffies. All kinds of preserved fruits and cough candies, wholesale and retail, at P. O. Candy Store.

Now is your time, on account of stagnation in business, Uncle Myers has reduced his prices fully 25 per cent., as Money he must have. 181 First street.

The *best men's fine shoes*, are made by *Lilly, Brackett & Co.*, Boston, for sale only by Champlin & Holtabaugh, Pacific Boot and Shoe House.

The question is often asked as to who does first class work in photography as often answered—Abell. The specimens at his gallery are the best evidences of A No 1 photographic work.

Pioneer Wood Yard foot of Morrison street. J. SORENSEN.

Eastern oysters by every steamer at Keith's

The leading music house north of San Francisco—D. W. Prentice & Co., Portland.

HENRICHSEN & GREENBERG,
140 First, Portland, Or.
Diamonds, Watches, Jewelry,
SILVER WARE,
CLOCKS, SPECTACLES, ETC.

POETS AND POETRY OF GREECE.

DR. BROWNE'S LECTURE AT THE CONGREGATIONAL CHURCH.

Homer, Sophocles, Aeschylus, Euripides—The Master Poets of Grecian Literature Discussed.

Last evening a lecture at the Congregational church for the benefit of the organ fund was well attended, notwithstanding the inclemency of the weather. A noticeable feature was the large attendance of ladies. The exercises of the evening were opened by a song, "Oh! Ye Tears!" by Miss Kate Freeman, and a song, "Saved from the Storm," by Mrs. David Goodsell, which were well received.

Dr. Browne was introduced by Rev. Mr. Cruzan and prefaced his lecture by saying that the recent explorations and discoveries of Dr. Schliemann created a new interest in Grecian literature and art.

In order to thoroughly comprehend a lecture it is incumbent upon the auditor to understand the life and course of study of the lecturer. With this view, let it be said that Dr. Browne is a man of about fifty, who has been a close student, and extensive travel has added to his course of study penetrating observation and refined polish. After taking his degree he studied medicine, and at present is lecturer on physiology in the medical department of the Willamette university, in which position he has sustained the enviable reputation gained in New York in the same branch. Whilst pursuing his profession, he has found ample time to devote to literature, which is attested by the fact that the degree of LL.D. was conferred upon him for the advancement he had made in the studies of Roman and Grecian literature.

It would be useless to attempt to give all the beauties of the lecture without re-producing it in full, but a short synopsis is all that space will permit:

The lecturer commenced by paying a tribute to Athens, which he styled the wisest and noblest of Grecian states—the mother of art and eloquence. The power of Athens was great; hers was the power of intellect; her triumphs were not gained by great military victories; her greatness did not manifest itself chiefly in war, but in the exercise of creative power, in calling into existence new arts, in founding colonies, in widening the circle of civilization, in covering the earth with beautiful structures, pictures, statues and vases, inimitable both in conception and workmanship.

Greek literature bears in a striking degree the impress of nationality. Every idea, image, maxim and reflection in that literature is purely Grecian; nothing is obtained or borrowed from beyond the Hellenic border or from outside the circle of Hellenic thought. Greece was at once the inspiration, the matrix and the materials of that exquisite literature which has been for more than 2000 years the delight of the literary world. The earlier bards of Greece—Aoidoi—were compared to the Troubadours of the middle ages, but they occupied a higher station and were guided by a higher aim. They were wandering bards of whose life very little is known. They fulfilled in Greece the office performed among the Hebrews by the schools of the prophets or the solitary possessors of the divining power, who revealed to their countrymen the will of heaven and taught by what practices heaven might be propitiated.

A glowing tribute was paid to the author of the Iliad, who, the lecturer said, was the only poet of Greece who would bear comparison with our Shakespeare and Milton. We call him old Homer, he continued, though in reality he is all strength and vigor, all youthfulness and love. Every function of life goes on harmoniously in his frame. He enjoys whatever nature brings within the circle of his experience. He drinks in with rapture the freshness of dawn; he basks smilingly in the splendor of noon; he welcomes the stillness of evening, the solemn grandeur of night.

The tragic poets—Aeschylus, Sophocles and Euripides—were hastily sketched and their characteristics pointed out; and then the lecturer closed with substantially these words: When we speak of Homer and the Greek tragedians we speak of men whose works have gone through the ordeal of the most searching criticism for 2500 years. Their works were masterpieces, and ever since they were first known they have excited the admiration of the learned and the wise. There is something in this that deserves attention. Transient emotions, however strong, lead but to transient results. It is by the slow lapse of years and the concurrence of many causes that those deep convictions and that settled admiration are found with which the mind of the student are filled as he rises from the perusal of those master works of the human mind.

Paroxysms of very general but transitory excitement occur in the history of every people from the influence of some passing event, but the excitement passes as a dream, and leaves in a few years scarcely a trace behind. Like a mountain torrent, it is swollen by a night of tempest and dry again before the setting of another sun. A permanent, intense and universal feeling of admiration, however, resembles not this mountain torrent, but is rather like some magnificent river—like your own mighty Columbia—fed from remote but unfailing sources, and gathering, as it rolls away to the bosom of the Pacific, from a thousand perennial tributaries, its resistless flood of waters, and precisely as the flow of this mighty river is the admiration of the world for the poets and poetry—for the literature of Greece.

REAL ESTATE TRANSACTIONS.

DEEDS.

Thos. H. Veazy and wife et al, to Goldsmith et al, blk 28, Watson's add—$3600.

J. B. DeLashmut to M. B. Rankin, Jan. 29, 1881, 20 acres sec 25, T 1 S, R 1 W—$2000.

John A. Bigger to Susan Bigger, Jan. 31, 1881, lots 3, 4, 5, and 16, blk 229, East Portland—$1.

POWER OF ATTORNEY.

P. Goldsmith to J. Loewenberg.

RELEASE.

M. C. Lownsdale to P. P. Tower, Jan. 29th, lot 2, blk 233, city—$300.

Masonic Cemetery Co., to C. L. Spore, Feb. 3, 1880, lots 5, 6, 7 and 8, blk 27, East Portland—$300.

Tice & Moreland to E. A. Dean, May 6, 1879, 20 acres sec. 28, T 1 S, R 1 E—$400.

EUCALYPTUS.

Eucalyptus has of late years been found very useful for a great number of the ills that flesh is heir to. Its latest application is in the shape of Slaven's California Pine and Eucalyptus Porous Plaster, an article which is possessed of much merit, and is fast superseding the old pitch and frankincense plaster. It is endorsed by the medical profession throughout the land. For sale by Woodard, Clarke & Co., Portland, Oregon.

Save money and get the best photographs at I. G. Davidson's, First and Yamhill streets, Portland.

Holton House Restaurant, under Tornado & Co.'s management. First class table. Rooms for ladies.

LADIES—The best shoes for ladies, misses and children, are made by *Holbrook & Co.*, Utica, N. Y. Ask your dealer for them and take no other.

Ask for the "El-Leo," the champion bit cigar. E. Goslinsky & Co., Manufacturers.

The largest stock of Pianos and Organs, at Simon Harris', First St., between Ash and Pine.

Go to Keith's for your oysters.

For a short season only, balance of our Trimmed Hats for ladies, misses and children, at actual cost of material. Mooney & Valentine, First and Taylor streets.

Molasses cocoanut, Mount Hood, molasses cold slices, cocoanut cakes, bologna sausage, chocolate cream rats, white cream rats, wholesale and retail, at Postoffice Candy Store, opposite the postoffice.

If You Want Satisfaction take your old sewing machines to Garrison's sewing machine store, 107 Third street. He has employed one of the best adjusters and sewing machine repairers on the coast. Charges reasonable, all work warranted for one year.

The death of Sara Bernardt, the great actress, is a mistake, but that Uncle Myers can undersell any house in Portland, in the prices of watches, jewels, guns and pistols, is no mistake. 181 First street.

Burnett's Cocoaine.

The Best and Cheapest Hair Dressing. It kills dandruff, allays irritation, and promotes a vigorous growth of the Hair.

Burnett's Flavoring Extracts are invariably acknowledged the purest and best.

Peter Wilhelm reigns supreme at the "Boss," in Portland.

Arion.—For the very best wine, beer, liquors and cigars go to this place, 88 Yamhill street.

WONDERFUL Baby Upright Piano in rosewood case, 7 octave, only $250. See it at H. Sinsheimer's, agent for the Decker & Son celebrated piano, (acknowledged the best), and Mason & Hamlin and other organs.

FINNER'S HAVANA CIGAR STORE
First and Alder street. The largest and best selected stock of cigars in the city, comprising New York, Key West and Imported Havanas. Call and be convinced that you can get a better article for a less price than at any other store in the city. Sole Agency for the Celebrated Kerbs and Spiess New York Cigars.

GREAT SENSATION.

For the Next Thirty Days we will close out our immense stock of WINTER CLOTHING, consisting of choice

DRESS SUITS,
BUSINESS SUITS,
PIQUE SUITS,
TWEED SUITS,
REVERSIBLE ULSTERS,
CHINCHILLA ULSTERS,
OVERCOATS, ETC.
BOYS' SUITS,
BOY'S OVERCOATS,
FURNISHING GOODS,
And an Entire New Stock of
DRESSING GOWNS,
HATS, ETC.
Call and examine at
J. KOHN'S CLOTHING PALACE,
Cor. First and Morrison, Sts.

THE ESMOND,
FIRSTCLASS HOTEL.
RESTAURANT the Best in the city.
J. H. BRENNER, Prop'r.
Elevator and all modern improvements.

ABOUT JUSTICES OF THE PEACE.

TO THE EDITOR OF THE OREGONIAN:

When publishers of political journals stoop so low as to attack citizens from no better cause than that they differ from them in political opinions and views, such men usually resort to this method of abuse in order to bring respectable people down to a level with themselves. Or, it may be, that somewhere in the long ago the editor of the Standard heard the adage "Set a thief to catch a thief," and having the first named requisite on hand goes hunting for the second, of which he assumes to have found a pair in the persons of a couple of justices of the peace, who, to use his own words, "with their justice court fees will soon swamp the county treasury." And adds "this flagrant abuse of power vested in precinct justices is becoming monstrous."

These justices may commit error and make mistakes, but we are satisfied they are not guilty of robbing the state of large sums of money, acting as experts in appraising work done for the state as has been one upon whom you can at any time lay your hand.

As far as the statements made about the justice court of South Portland precinct are concerned, they are false in every particular. We keep no "salty stars and hangers-on who are ready to serve as jurors or witnesses on either side." Every process issued by the court, with but one or two exceptions, has been executed by the duly elected officer of the court. Numerous applications have been made to prosecute on criminal charges which have been refused, many of which have been prosecuted in other courts, without conviction in a single case so far as I have learned. We make it an invariable rule to investigate the complainant thoroughly before entertaining the complaint, and if sufficient grounds to believe the charge frivolous exist refuse to entertain the same. We are also charged with "intruding on the district court, loading it with appeals and reviews." It is now nearly seven months since we resumed the duties of justice of the peace, during which time there has been but one case in criminal action appealed, and but one taken on review, but two appeals taken in civil action, and none on review.

If the Standard's statements be true that we disregard the law, then the honorable attorneys who practice before this court are either a set of knaves, or stupid jacks who are not able to see the "disregard of law," and take their suits to a higher tribunal where the law would be regarded. Editor of the Standard, you should know better than to attack justice's courts whose dockets are always open to inspection; and such inspection will surely prove you "a dispenser of criminous falsehoods."
S. S. WHITE.

A JOURNALISTIC DEATH.

The Portland Evening Bulletin Suspends—The Reason Why.

The Evening Bulletin appeared yesterday for the last time. In its announcement of suspension it gives the following explanation of the failure of its hopes and promises with reference to the morning paper so much talked of:

Some time since we announced to the readers of this paper that on or about the first of February we would issue the Bulletin as a morning journal. Our motive for such announcement was based on the support promised us by J. J. Palmer, San Francisco agent for Miller & Richards, who seemed desirous that such a journal should be established here. Mr. Palmer, at the last moment, has seen fit to dissent from the contract honorably entered into, and as we have insisted upon its fulfillment he has ordered his agent here to "discontinue the Bulletin." As Mr. Palmer holds a mortgage on this paper, and therefore dictates with a degree of authority not to be controverted, we quietly submit to his august will and make our best obeisance to those who have contributed to the support of the Bulletin for the past few months. As, however, the firm of Miller & Richards, through Mr. Palmer has overstepped its power in ignoring a contract honorably and legally entered into, it is our intention to seek proper redress before those who are chosen to mete out punishment to conniving people who have no scruples to check them in their efforts to ignore premeditated agreements. For the merits of our case, and the result of the action we will begin for damages on account of non-fulfillment of the agreement alluded to, we leave for time to determine. We desire our readers to distinctly understand that the failure of the Bulletin to appear as a morning paper is through no fault of the publisher. We have fulfilled our contract to the letter and shall therefore endeavor to make the proper ones suffer.

METEOROLOGICAL REPORT.

Signal service United States army. Division of telegrams and reports for the benefit of commerce and agriculture. Report for the last 24 hours.

PORTLAND, Jan. 31, 7:57 P. M.

Place of Observation	Height of Barom	Change last 24 Hours	Ther	Wind Direction	Rain fall in Inches	State of weath.
Portland	29.83	−23	36	E	.37	LtRain
Olympia	29.77	−23	35	N	.45	LtS'nw
Roseburg	29.87	−15	56	SE	.00	Cloudy
Red Bluff	30.17	04	57	S	.02	Cloudy
Sacram'to	30.19	05	57	SW	.00	Clear
Umatilla	30.45	08	29	NE	Spkl	Cloudy
Lewiston	30.08	05	27	NE	.19	Fair

River fell 3 inches in past twenty-four hours. Observation at Umatilla and Lewiston made at 11:57 A. M.

THE COURTS.

U. S. CIRCUIT COURT—DEADY, J.

MONDAY, Jan. 31, 1881.

Bank of British North America vs Miller et al; cause set for trial on Wednesday, Feb. 9th.

U. S. vs Griswold; order allowing defendant 10 days in which to take testimony of witnesses named in his motion and vacating order setting cause for trial.

Elliott et al, vs O. & C. R. R. Co., et al; motion of plaintiff for leave to five supplemental testimony argued and denied.

Court adjourned until 10 A. M. Wednesday Feb. 23.

In Clarke county are 2176 children of school age, 1074 of whom are boys, and 1102 girls. Under four years of age 643 children are reported. The school attendance is 1263 children. In the county are 41 school houses, 42 schools, 16 male and 34 female teachers. Teachers received last year in the aggregate $4753 35, in the way of salaries. School property is valued at $7000. School expenses are $2 34 per annum for the entire population, and $4 58 per annum averaged upon the number of enrolled pupils.

Mrs. Elizabeth Spooner died at New Tacoma on Friday, the 28th, inst. She was born in the year 1800, and was the mother of a large family, among whom were Thos. J. Spooner and Mrs. Reynolds of New Tacoma. She lived in Olympia and Oregon City before moving to New Tacoma.

Masquerade costumes for rent at Mrs. Pilger's.

Masks, Masks, Masks—any and all styles at Ackerman's Dollar Store.

A first-class cuisine is what creates a large trade at Frank's, in the St. Charles.

Get you candies and nuts for balls and parties at Postoffice Candy Store, opposite the postoffice.

Do you want Money to educate your children, pay your house rent or pay a bill, call on Uncle Myers, he will accommodate you. 181 First street.

TRUTH AND SOBERNESS.

What is the best family medicine in the world to regulate the bowels, purify the blood, remove costiveness and billiousness, aid digestion and stimulate the whole system?

Truth and soberness compels us to answer Hop Bitters, being pure, perfect and harmless. See "Truths" in another column.

A CARD.

To all who are suffering from the errors and indiscretions of youth, nervous weakness, early decay, loss of manhood, etc., I will send a recipe that will cure you, *free of charge*. This great remedy was discovered by a missionary in South America. Send a self addressed envelope to the Rev. Joseph T. Inman, *Station D, New York City*.

NEW CLOTHING HOUSE.

We respectfully inform Merchants that we will open, on February 1st, 1881, with a complete assortment of

MEN & BOYS' CLOTHING,

Which we will offer to the trade at

LOWEST SAN FRANCISCO PRICES.

A. B. ELFELT & CO.,
3 and 5 North Front St., Portland.

SALEM FLOURING MILLS CO.,
Manufacturers and Exporters of
FLOUR AND WHEAT.
CONSTANTLY ON HAND,
Salem Bakers' Extra,
Family and Superfine Flour,
Bran, Shorts and Middlings.
Address orders and communications to
W. S. KINNEY, Secretary,
Salem, Oregon.

LINSEED OIL!
200 cases Boiled—50 cases Raw,
Just received and for sale by
ALLEN & LEWIS.

CHEESE.
500 POUNDS FRENCH CREAM CHEESE. 200 pounds Imported Limburger. Just arrived and for sale at 4 Washington street.

PRIVATE BOARD AND LODGING.
A FEW WELL FURNISHED ROOMS FOR SINGLE gentlemen, or man and wife, can be had at MRS. A. WOODARD'S, 45 Third street, bet. Ash and Pine.

MARRIAGE LICENSES.

During the month of January licenses were issued from the office of the county clerk to the following persons:

3—Dora Thompson, 20; Benj. Broadbent, 30.
3—Mary Flockenstein, 21; L. E. Angerstein, 32.
4—Hannah Barber, 17; J. J. Martin, 18.
4—Emma Phillipson, 20; Gustaf Kuhn, 27.
5—Flora E. Heald, 26; M. L. White, 42.
6—Mrs. D. M. Stockhouse, 47; Geo. M. Long, 56.
8—Tillie Wascher, 19; Edward Lowell, 22.
10—Mary E. Maher, 22; J. B. Barnes, 26.
10—Mary A. Carr, 17; Alex. Campbell, 35.
10—Mary Atkins, 24; W. E. Thayer, 29.
13—Mary L. Shindler, 18; William Winters, 22.
15—Mary E. Keglene, 27; Emil Martin, 31.
15—Flora Lowell, 18; Wm. H. Hoffer, 24.
17—Dora Atsky, 19; Lewis P. R. LeCompte, 27.
17—Susan McMonahan, 28; Michael Burns, 27.
19—Clara Newell, 19; George Silver, 22.
20—Jennie Marks, 22; Frank Harrington, 26.
22—Lettie Newberry, 19; Andrew J. Stearns, 22.
22—Alice J. Smallbone, 21; Wm. Sheelby, 28.
24—M. H. Labecque, 20; A. E. Raleigh, 26.
25—Elenor E. Smith, 40; Luther Carey, 61.
29—Annie Matshak, 18; Albrecht Kensterman, 26.
29—Mrs. Mary Woska, 30; Gustaf Kuntzlein, 40.

DRY GOODS.

[illegible]

We call attention to the following
GREAT REDUCTION
IN
Rubber Goods

LADIES' GOSSAMERS, with Hoods, formerly $4, now $2 50.

LADIES' GOSSAMERS, with Capes, formerly $5, now $3.

LADIES' ULSTERS, Gossamer, formerly $10, now $5 50.

MEN'S RUBBER COATS, formerly $5, now $3.

CHILDREN'S GOSSAMERS, with Capes and Hoods, formerly $3 50 and $4, now $2.

Children's Rubber Leggings $1 per pair.

Ladies' Rubber Leggings.

Men's Rubber Leggings.

These Gossamers are all made on FINEST SCOTCH GINGHAM, close and fine as silk, and not on the common muslin usually sold in this market at a low price.

[illegible]

IMPORTANT
TO PERSONS WANTING
HARDWARE,
DOORS, WINDOWS & TOOLS
PAINTS, OILS AND VARNISHES.

HAVING BOUGHT THE WHOLE STOCK OF Hardware, etc., of Mr. J. B. LANE at a figure very much lower than the same class of goods can be laid down from Eastern markets, I shall now offer the same IN LOTS TO SUIT.

At Sheldon's Old Corner, East Portland,

For a smaller amount of money than can be had at any other place (I believe) in this northwest, for cash only.
KIRK SHELDON.

P. S.—DEALERS can buy any parts of this stock at prices to suit the closest buyer as well as the retail customer.

The Great English Remedy.

Is a never-failing Cure for Nervous Debility, Exhausted Vitality, Seminal Weakness, Spermatorrhœa, Lost Manhood, Impotency, Paralysis, and all the terrible effects of Self-Abuse, youthful follies, and excesses in maturer years, such as Loss of Memory, Lassitude, Nocturnal Emissions, Aversion to Society, Dimness of Vision, Noises in the Head; the vital fluid passing unobserved in the urine, and many other diseases that lead to insanity and death.

DR. MINTIE will agree to forfeit Five Hundred Dollars for a case of this kind the VITAL RESTORATIVE (under his special advice and treatment) will not cure; or for anything impure or injurious found in it. DR. MINTIE treats all private diseases successfully without mercury. Consultation free. Thorough examination and advice, including analysis of urine, $5.00. Price of Vital Restorative $3.00 a bottle, or four times the quantity $10.00; sent to any address upon receipt of price, or C.O.D., secure from observation, and in private name, if desired, by
A. E. MINTIE, M. D.,
11 Kearny St., San Francisco, Cal.

DR. MINTIE'S KIDNEY REMEDY, NEPHRETICUM, cures all kinds of Kidney and Bladder Complaints, Gonorrhœa, Gleet, Leucorrhœa. For sale by all druggists; $1 a bottle, six bottles for $5.

DR. MINTIE'S DANDELION PILLS are the best and cheapest DYSPEPSIA and BILIOUS cure in the market. For sale by all druggists. HODGE, DAVIS & CO., Portland, Or., wholesale agents.

COMPOUND
NOT A DRUG
OXYGEN

DRS. STARKEY & PALEN'S NEW TREATMENT by Inhalation, for Consumption, Asthma, Bronchitis, Catarrh, Dyspepsia, Headache, Debility, Neuralgia, Rheumatism, and all Chronic and Nervous Disorders. Packages may be conveniently sent by express, ready for immediate use at home. All requisites and full directions in each package. Information and supplies can be had of H. E. MATHEWS, 606 Montgomery st., San Francisco, Cal.

BLYMYER M'F'G CO.
BELLS.
Church, School, Fire-alarm, Fine-toned, low-priced, warranted. Catalogue with 1500 testimonials, prices, etc., sent free.
LINFORTH, RICE & CO.
Agents for Pacific Coast, 401 Market St., San Francisco.

White House Sample Room,
D. M. WATKINDS, Propr.
Morrison St., bet. Front and First.
Best Wines, Liquors and Cigars
Always in stock. Call in as you pass by.
TOM KELLY presides at the bar.

Third and Alder. **SUIT HOUSE.** Third and Alder.

It matters not what style or what color ladies may order, we finish four Dresses daily, and one day's notice is all that is necessary. All that we need is size of bust, length of sleeve and skirt, and state whether a Princess or Basque and Overskirt. Also

ELEGANT DOLMANS, Trimmed Elaborately, from $15 up.
DRESSES from $15 up to $100,

With privilege of examining at the Express Office, and if not exactly as expected I pay return charges. Address all letters H. B. LITT, Suit House.

NEW MARKET THEATER.

GRAND
CONCERT AND CARNIVAL MASQUE BALL,
GIVEN UNDER THE AUSPICES OF THE
ANCIENT ORDER OF UNITED WORKMEN.
WEDNESDAY EVENING, FEB. 9, 1881:

GRAND PAGEANTRY OF CHARACTERS—GORGEOUS COSTUMES—BEAUTIFUL SCENIC EFFECTS AND FULL ORCHESTRA,
MAKING ONE OF THE GRANDEST SPECTACLES EVER PRESENTED IN THIS CITY.

The following well known talent will appear at the Concert in select Vocal and Instrumental Selections:
MISS BELLE DuBUBOIS, MRS. GOODSELL,
MESSRS. W. H. KINROSS, A. A. FRANKLIN, EDGAR COURSEN and others.
ADDRESS BY HON. J. N. DOLPH.

SIX VALUABLE PRIZES
Will be awarded to the following characters:

1st—To the Handsomest Costume (Lady), One 18 carat Gold Hunting Case Watch, enameled cases, with diamond setting, and 14 carat Gold Chain.

2d—To the Handsomest Costume (Gent's) one beautiful Solitaire Diamond Ring.

3d—To the Best Sustained Character (Lady) a Magnificent Silver Toilet Set.

4th—To the Best Sustained Character (Gent's) a Valuable Gold-Headed Cane.

5th—To the Most Original Character (Lady) a Pair of Opera Glasses.

6th—To the Most Original Character (Gent's), a Pair of Field or Opera Glasses.

The Prizes are now on exhibition at B. L. Stone's jewelry store, corner First and Morrison streets.

Honorary Committee:
Hons. B. P. Earhart, J. R. Moores, F. E. Hodgkin, Salem.
Hons. W. D. Hare, I. W. Case, Astoria.
Hon. J. N. Dolph, Hon. H. Y. Thompson,
Hon. J. C. Caples, Hon. O. P. S. Plummer,
Hon. C. P. Yates, Warren S. White, Esq.,
Frank G. Abell, Esq.

Committee of Arrangements:
C. A. Wheeler, J. H. Kelley, L. Cassell,
C. H. Stratton, Frank G. Abell, Lee McGown.

Reception:
Dr. G. E. Nottage, J. H. Misner, Clifford Coggins,
E. H. Stolte, S. R. Irwin, C. T. Belcher,
J. H. Kelley, A. H. Tanner.

Floor:
Director, Ward S. Stevens. Chief Aids, George C. Sears, C. A. Wheeler, C. H. Stratton. Aids, C. P. Yates, A. F. Nuef, E. C. Wheeler, F. D. Higgins, R. Gillespie, W. D. Palmer.

ADMISSION:
Maskers' Tickets—Gents, $1 50; Ladies, $1. Spectators, with privilege of dancing after 10:30 o'clock, $1. Reserved Seat 25c extra, which can be procured at Prentice's Music Store, 107 First street, Feb. 7th, at 10 o'clock A. M. Doors open at 7 o'clock. Concert at 7:45. Grand March at 9:30.

GREAT
REMNANT SALE.

Having just completed our annual stock-taking, we have

THOUSANDS OF YARDS OF REMNANTS!

Which we offer AT ONE-HALF the usual piece price.

Remnants of FLANNELS,
Remnants of DRESS GOODS,
Remnants of CASSIMERES,
Remnants of TABLE LINENS,
Remnants of SILKS,
Remnants of RIBBONS,
Remnants of PRINTS,
Remnants of CALICOES, etc., etc.

Also a large line of Samples of
HOSIERY, GLOVES,
Ladies' and Gents' Underwear
Etc., Etc.

This sale is worthy the attention of close buyers.

THE CHEAPEST HOUSE IN THE CITY.

[illegible]

221 First St., cor. Salmon.

Shindler & Chadbourne,
MANUFACTURERS OF
FURNITURE AND SCHOOL DESKS
AND DEALERS IN
CARPETS, WALL PAPER, OIL CLOTH & UPHOLSTERY GOODS.
Warerooms 166 First and 167 Front Sts. Factory at Willsburg.

E. MARTIN & CO.,
408 FRONT ST., San Francisco, Cal. 132 FRONT ST., Portland, Or.
WHOLESALE LIQUOR DEALERS,
Agents for the Celebrated MILTON J. HARDY
Old Bourbon and Pure Old Rye Whiskies,
AND THE
Argonaut Brands of Whiskies.
131 FRONT STREET, PORTLAND, OREGON.

The Daily Oregonian.

TUESDAY MORNING FEB 1 1881

JUDGE DEADY'S DECISION

Concluded from First Page

It is sympathy with the libellant's representatives who are persons of standing and influence in this community while the deceased was a poor stranger without friends or influence. The circumstances under which many of the incidents occurred in a crowd on the boat and the pontoon when the deceased was utterly unknown to most of them, while the darkness and confusion was such as to prevent accurate or reliable observation or apprehension of what did take place.

Upon the question of intoxication my conclusion is that while the train was delayed at Oregon City the deceased became partially intoxicated but not so as to render him at all helpless or unconscious but that before he reached the ferry boat the effect of the liquor had practically passed away. He appears to have gone back and forth on the train during the passage from Oregon City without difficulty. He also appears to have gotten down from the cars at the depot and walked to the ferry boat and sat in the cabin while crossing the river without any trouble or attracting the attention of those in his immediate presence and company. It is admitted that intoxication is evidence of contributory negligence and in some cases may be sufficient to establish it. But it is not admitted, that under the circumstances of this case, that if the deceased had been staggering drunk the defendant would not be liable for his death. The defendant received him on its boat without objection and if he was palpably drunk it was bound to take care of him accordingly.

In Robinson v. Pioche 5 Cal., 460, which was an action for damages sustained by the plaintiff's falling into an uncovered hole dug in the sidewalk in front of the defendant's premises and taken to the supreme court upon an exception to the charge in the court below, to the effect, that if the intoxication of the plaintiff was one of the causes of the injury, he could not recover, HADENFELT J., in delivering the opinion of the court for reversal said—"If the defendants were at fault in leaving an uncovered hole in the sidewalk of a public street the intoxication of the plaintiff cannot excuse such gross negligence. A drunken man is as much entitled to a safe street as a sober one and much more in need of it."

As to the warning, admitting for the present that the defendant might by this means excuse itself for the want of light guard, and signal for landing, the proof is not satisfactory that any distinct warning not to go ashore was given to the deceased that he was bound to recognize, as intended for him or as coming from any one authorized to direct or interfere with the conduct of the passengers. The objurgation of the driver of the mail wagon is claimed to have been a sufficient warning but apart from the fact that he was only a passenger the fair inference from all the circumstances is that what the driver said was occasioned by and confined to the alleged interference of the deceased with his horse. The pilot (Charles F. Jones) who under the circumstances appears to be a fair witness, did call out from the pilot house, and probably as the deceased was going forward "to stand back." But there is no evidence that the call was particularly intended for the deceased or if it was that he had any reason to think so or even that he heard it. There were other persons in front of the pilot house, also going forward, as well as the deceased. The deceased was a stranger to the boat, the place, and the manner of proceeding. He saw the great bulk of the passengers had gone off, and if he heard the call he might as well have understood it as applicable to the hotel runners on the edge of the pontoon waiting to catch the rest of the passengers. Some of the witnesses on shore, also state that they cried—"stand back," intending it for the deceased, without, however, mentioning any name. But their testimony upon this point is vague and indefinite, and upon other points where the facts are clear, some of them are much mistaken. One in particular, states that the boat was fastened upon the lower side of the pontoon, while there is no doubt but that it was fastened on the upper side, and that the passengers got off on the lower side when it is equally certain that the greater number got off on the upper side. Most of them represent the gap between the boat and pontoon, when and where the deceased went off, as from 3 to 6 feet wide, and that the boat was backing at the time. But the admitted circumstance, that the boat was made fast as soon as she touched the pontoon and remained so without slacking the line proves that she could not have backed; and completely disproves the conjectural and reckless statements to the contrary. Besides the pilot swears positively that he did not back the boat but only swung her stern up stream to bring her into a right line with the pontoon, so I infer, as to make a close connection and allow the wagons to go off. Another fact stated by one of the defendant's witnesses (P. G. Glisan), satisfactorily disposes of these extravagant statements, as to distance between the boat and the pontoon and the imputation founded upon them, of recklessness on the part of the deceased in attempting to cross such a chasm. He says the deceased attempted to get off the bow of the boat just opposite where he was standing on the pontoon, and that the gap between the two was about 18 inches—just a good step across, that as the deceased approached him he called to him "to stand back," and thought to "put his hand on him and hold him on the boat, but before he could do so, the deceased stepped off and as he did so, struck his foot on the pontoon and fell; that as he fell the witness reached forward, and caught him by the coat, but could not hold him and he fell down into the water, some 6 or 7 feet below. Under the circumstances any witness is very liable to be mistaken as to the width of the gap between the boat and the pontoon—particularly after the lapse of two years—but the fact that the deceased stepped from the one to the other in Glisan's immediate presence, and that he caught Perkins by the coat as he fell between them is a matter he cannot well be mistaken about. The most probable conclusion then is, that the space between the boat and the pontoon, when and where the deceased attempted to cross it, was about 18 inches. But it is also highly probable that it was less than this, if anything, just before the deceased reached it. When the pilot saw that the passengers on the forward part of the boat had gotten off, he commenced working his wheels to swing the stern up stream, and this naturally increased the opening on the lower side, and so it was that the deceased, unconscious of this fact as he walked forward in the comparative darkness encountered a chasm between the boat and pontoon in the place where others had just crossed in safety, wider than he had reason to expect or was aware of. True, the pilot, when he commenced swinging around, being aware of the opening he was making between the pontoon and the boat, called out—"stand back." But the order was directed to nobody in particular, and coming as it did from above and behind the deceased in a voice unknown to him, it is not likely it was understood or recognized by him as being applicable to persons in his situation. There ought to have been some one on deck to apply and enforce the order or some guard or gate to prevent passengers from going forward of the railing until the landing was completed, and above all there ought to have been light enough in the vicinity to have made the situation apparent to every one on board. This omission was the negligence which caused the death.

The libellant contends that the damages ought to be exemplary, and that they ought to be estimated for the sufferings of the deceased and the injury to the feelings of the survivors as well as the pecuniary loss to his estate. The sufferings of the deceased were merely momentary and could hardly become the subject of damages under any circumstances, nor do I think that either of these grounds of damages are within the statute.

It provides, that "when the death of a person is caused by the wrongful act or omission of another," under the circumstances of this case the personal representatives of the deceased may maintain an action therefor—"and the damages therein shall not exceed $5000 and the amount recovered if any, shall be administered as other personal property of the deceased."

The damages are a part of the general assets of the estate of the deceased and belong first to the creditors and second to the next of kin or persons among whom the law provides the present estate shall be distributed. It would indeed be a new way of paying old debts if the tears and anguish of the survivors could be thus converted into assets for the payment of the creditors of the deceased.

In this case it is admitted that there are no creditors and the deceased being a single man without a father his next of kin or the distributees of his estate under the statute of the state are his mother, brother and sisters in equal parts. Or. Laws, p. p. 547-8, §§ 3, subs. 3.

Under similar statutes of other states it has been generally held that the rule upon which damages should be assessed in this class of cases is as for a pecuniary injury, and not as a solatium or solace for wounded feelings or mental suffering. 2 Thomp. Neg. 1280 § 90.

The nearness of the relation between the deceased and those for whose benefit the damages are claimed and the nature and strength of the obligation of the former to care for the latter are to be considered in estimating the damages, and the more distant the relation or the weaker the obligation the less they should be.

The age, health, habits of industry and sobriety and mental and physical skill of the deceased, as well as his capacity for rendering useful service to others are [illegible] to be considered.

Under the statute the life of the deceased is valued according to its capacity and [illegible].

He whose life was provident and sober is worth more to society than the one that was improvident and ignorant and their death is to be compensated for accordingly.

This is the law, and as will be seen it makes no account of sentiment or feeling, and yet while it is administered by fallible human beings whether on the bench or in the jury box, the chances are that a feeling of pity for the bereaved or indignation for the wrong will creep into the estimate and swell the damages beyond the strict legal limit.

Neither are the damages to be vindictive or exemplary—by way of punishment. The law has provided for that otherwise. Whenever death ensues from the misconduct or negligence of an officer of a steam vessel he may be prosecuted and punished as for manslaughter. § 5344 R. S.

According to the standard life tables the expectancy of life of the deceased was about 38 years. He had no trade or calling by which to earn anything, save that of a common laborer, and the decided weight of the evidence is that he was indolent or inefficient and inclined to intemperance. At both Roseburg and Salem the family were glad to accept charity from comparative strangers, although the deceased was one of them and in apparent good health.

Farming, as he might if he would, $300 or $400 a year, it is not probable that he could furnish his mother more than $100 a year of it. Her age is not shown directly but it may be inferred from the circumstances that she is between 40 and 50 years old. Her expectation of life is then about 20 years. The present value of $100 a year for 20 years is about the compensation she is theoretically entitled to for the pecuniary loss caused by the death of her son. The expectation of life in the case of the brothers and sisters is greater—indeed greater than that of the deceased, but the obligation to take care of them is less than in the case of the mother. Counting interest at the present legal rate—8 per centum—I think $1000 is all that ought to be recovered.

But as in my judgment, the grant of letters to Davis was valid and those to the libellant void, the latter cannot maintain this suit as the representative of the deceased, and therefore the libel must be dismissed with costs.

Sidney Dell for the libellant.

Cyrus A. Dolph and Joseph N. Dolph for the defendant.

GREAT MERIT.

All the fairs give the first premiums and special awards of great merit to Hop Bitters as the purest and best family medicine, and we most heartily approve of the awards for we know they deserve it. They are now on exhibition at the state fairs, and we advise all to test them. See another column.

FINANCE AND COMMERCE.

SAN FRANCISCO, Jan 31 —Sterling exchange on London bankers 60 days, 49¼, do documentary, 49⅞@50. Transfers 20@25.

Bank of England rate of interest 3½ per cent.

NEW YORK, Jan 31 —Sterling exchange, prime bankers, long 4 82 short, 4 85½ good commercial, from 1@1½c lower, documentary 2@1½c lower.

Closed—481½@486.

Silver bullion, per fine ounce 1000 fine 111@111¼.

U S Bonds—5s of 81 101⅞, 4½s 112⅛, 4s, 112¼.

Closed—5s of 81, 101⅞, 4½s 112⅛, 4s 112⅛.

LONDON, Jan 31 —Silver bullion English standard per fine ounce, 925 fine, 51⅝.

Consols—98⅞ money.

Closed—4 P M —99 9-16.

U S Bonds—5s of 81 103⅞, 4½s, 115½, 4s, 116⅛.

EASTERN FREIGHTS AND MARKETS

NEW YORK, Jan 29 —The freight market via Cape Horn is again quiet owing to the fact that the rivers are again blocked by ice and transportation almost next to impossible. This blockade has been quite a drawback to the loading of ships as they have been unable to get many engagements of freight which is either delayed on the railroads or is held awaiting transportation. However, all things considered, vessels have done fairly. Rates continue firm and steady at last quotations. Tonnage is rather better than supply, but ship owners are rather firm in their views. No vessels have been reported within a day or two.

Overland freights have been less active than for a long period. Shipments for the past week include 500 cases of canned goods, 35 bbls syrup, 10 bxs herring, 40 pkgs dates, 10 bbls currants, 102 pkgs nuts, 50 bxs soap, 45 bxs macaronie, 30 cs milk and 739 pkgs tobacco.

Isthmus freights are very quiet and, except a few special contracts, there is little or nothing doing by this route.

Freights at Philadelphia are dull.

The ship John T. Berry is announced to load, but has not yet arrived.

The St Joseph finally got to sea on the 25th, having been detained thirteen days on account of ice.

Freights at Boston are also dull. No vessel is on berth. Railroad freights, however, are more active.

Prices at Chicago

CHICAGO, Jan 29 —Wheat stronger and higher, $1 cash $1 00¾ for Feb $1 01¾ for March.

Corn—Firm, 37 bid cash, 37¼ Feb 37⅞ March, 42¾ bid May.

Oats—Easier, 30 cash 30½ March, 34⅞ May.

Rye—80

Barley—$1 03.

Whisky—Lower, 7.

Pork—Stronger, higher $14 05 cash, Feb; $14 20 March, $14 35 April.

Lard—Steady, $9 35 cash, $9 45 March.

Bulk meats—Strong and higher.

Shoulders—$4 65

Short Ribs—$7 20

Short Clear—$7 70

Coffee—Steady fancy Rio 16@16½c, choice Rio, 15½@16c prime Rio, 14½@15½c good Rio, 14@14½c fair Rio 12½@13¼c roasting Rio 11½@12¼, O G Java, 22@27c Singapore Java 18@20c Moca 20@25½c Laguayra, 16½@18c, Maracaibo, 17@18½c.

Gold and Stock Reports.

SAN FRANCISCO MARKETS

SAN FRANCISCO, Jan 31

Receipts—33,000 ctls wheat, 1900 qr sks flour, 450 ctls oats, 3500 sks potatoes, 13,000 doz eggs.

Wheat—There is very little demand; holders are stimulating trade by shading rates; among sales today were the following: 650 sks choice milling, $1 37½; 90 tons good shipping, quote choice to extra choice shipping $1 37½@1 40; extra choice milling $1 30 to $1 32½.

Barley—The market is quiet but firm, choice feed, 90@95c.

Oats—For choice the market is steady with prices in sellers' favor, quote choice feed $1 32½@$1 37½.

Flour—The market is weak and dull. Oregon standard brands $4@4 50.

Potatoes—Transactions small, receipts small, market weak; we do not feel like quoting lower prices.

Hides—Market weak and prices favor buyers; quote dry 17@17½c.

Hops—Market dull with but little doing; buyers do not develop any anxious mood; sellers firm; we quote as before.

Eggs—Market is not quite so weak, but supplies are larger; we quote choice fresh California at 22½c.

Butter—Choice fresh roll, light receipts have strengthened the market; quote 30@37½.

CHICAGO MARKETS.

CHICAGO Jan 31

Wheat—99¾@99⅞ for Feb

Pork—$14 35 for Feb

Lard—$9 32½ for Feb

Ribs—$7 15@7 27½ for Feb

Short Ribs—$7 55

NEW YORK MARKETS

NEW YORK, Jan 31,

Wheat—Unsettled $1 12@1 17

Flour—Quiet

Barley—Quiet, $1 10@1 25

Hides—Fair demand at lower rates, 21½@22c

Wool—Steady, fall 21@30c burry, 14@18c spring, 27@33 burry 18@24c, pulled 30@46c

BEERBOHM'S ENGLISH REPORTS

LONDON Jan 31

Floating Cargoes—Rather easier

Cargoes on passage and for shipment—Rather easier

Mark Lane—Quiet

Red winter off coast, per 500 pounds—46s 3d, same California, 46s 6d

English and French country markets—Quiet

Farmers deliveries of wheat during the week—30,000 to 35,000

Liverpool spot—Slow

Shipping Intelligence

[BY TELEGRAPH]

TACOMA, Jan 31 —Sailed—Brig Glencoe San Francisco.

SAN FRANCISCO Jan 31 —Arrived—Str Idaho Victoria, str State of California 69 hours from Portland, str City of Sydney Australia, Am ship Young America Liverpool, Am bkt Eureka Honolulu.

Weather cloudy, wind southerly, rainfall Saturday, 1 10 inches, Sunday 1 inch. Rainfall for season, 21 inches.

LIVERPOOL, Jan 2 —Arrived—Am sh Triumphant San Francisco.

FALMOUTH Jan 29 —Arrived—Fr sh Montmorency San Francisco.

ASTORIA, Jan 31 —Nothing moving, cloudy, wind northeast. Shubrick arrived at 1 P. M., raining, wind northeast.

WM. CHURCH, JR., & BRO.,

Merchant Tailors & Clothiers

N. E. cor. Morrison and Third Sts.

Gents' Furnishing Goods, Clothing, Hats, Etc. Etc. Etc.

A share of the public patronage respectfully solicited. jlsdim

TRUTHS

HOP BITTERS

A Medicine, not a Drink.

[illegible]

HOPS, BUCHU, MANDRAKE, DANDELION,

And the Purest and Best Medical Qualities of all other Bitters.

THEY CURE

[illegible] Drunkenness.

$1,000 IN GOLD COIN

[illegible]

HOP BITTERS MANUFACTURING CO., [illegible] New York [illegible]

[illegible] Hodge, Davis & Co. [illegible]

"We need the Medical action of the pure fruit acids in our system, and their cooling corrective influence."—MEDICAL JOURNAL.

TROPIC FRUIT [illegible]VE

SUPPLIES THE DESIDERATUM.

For Constipation *and all disorders for which pills, aperients, and cathartics are used, it is unexceptionally the best remedy extant.*

One Lozenge is the usual dose, to be taken at bed-time; dissolve slowly in the mouth, or eat like fruit or a confection.

TROPIC-FRUIT LAXATIVE is put up in bronzed tin boxes only. *Avoid imitations.* Ask your druggist for Descriptive Pamphlet, or address the proprietor,

J. E. HETHERINGTON,
New York or San Francisco.

DR. PAUL M. BRENAN

The Most Successful Physician on the Pacific Coast.

IN THE TREATMENT OF ALL CHRONIC AND DIFFICULT DISEASES

DR. BRENAN WILL GUARANTEE TO CURE any form of disease of the generative organs or private disease.

He has become an expert in the treatment of disease, weakness and derangement of the reproductive organs of both male and female, including diseases caused by the

FOLLIES OF YOUTH,

Such as SPERMATORRHEA or SEMINAL WEAKNESS, or LOSS OF PERFECT VITALITY. Nearly two-thirds of all the Chronic Diseases spring, either directly or indirectly, from some derangement of the sexual system, and yet this subject is neglected by the majority of the Medical Profession.

I know that persons who are unfortunate enough to be afflicted by any form of sexual disease have a delicacy in calling upon the proper physician in time, from a sense of modesty and sometimes from ignorance, and permit these diseases to exist until their constitutions become corrupted, their organization broken down and the hope of future happiness blighted, until death becomes a welcome messenger to carry them out of their miserable existence.

Everything strictly confidential under all circumstances.

Lost manhood perfectly restored.

Catarrh, Bronchitis, Throat Diseases, Skin Diseases, Rheumatism, Kidney Complaint and all Diseases of the Eye and Ear, Stomach and Bladder, he can cure without fail.

Consultation Free, and a list of printed questions sent to those living at a distance who cannot consult him personally. Enclose postage stamp for list.

Office—No. 62 First street, between Oak and Pine.

Office Hours—From 10 to 12 A. M., 2 to 5 and 7 to 8 P. M.

All letters of professional business must be addressed to Dr. Paul M. Brenan, & Co., Portland, Oregon.

S. 10. D. [illegible] STEWART

ELLENSBURG, YAKIMA CO., W. T.

DEALERS IN

DRY GOODS,

Boots and Shoes.

GROCERIES. HARDWARE,

AGRICULTURAL IMPLEMENTS,

CROCKERY, Etc., etc., Etc.

ALSO

WOOL, HIDES, GRAIN And GENERAL PRODUCE.

GOLD DUST BOUGHT AND SOLD.

SUPPLY DEPOT FOR

Swauk and Pechastin Gold Mines.

MINERS' OUTFITS a specialty.

an7d6m

MARKETS.

A. H. JOHNSON,

Central Market,

Wholesale Butcher and Packer.

Special attention paid to supplying ships.

Highest price paid for all kinds of fat stock.

J. S. KELLER,

Cor. [illegible] and First Streets,

Is prepared to supply Fresh

Beef, Pork, Mutton, Veal, Etc.,

WHOLESALE AND RETAIL.

CHATTEL MORTGAGE SALE.

NOTICE IS HEREBY GIVEN THAT IN PURSUANCE of the statutes in such cases made and provided, and the conditions of a chattel mortgage of date August 28th, 1880, between Charles Rennie and Z. M. LaRue of the first part, and John Holmes the party of the second part and Assignee to W. W. Spaulding August 28th 1880 to secure the payment of a promissory note for the sum of four hundred dollars ($400), I will on behalf of W. W. Spaulding, the present holder of said chattel mortgage, on Thursday, January 28th, 1881, at the hour of 10 o'clock A M. of said day, sell at public auction the property known as the American Laundry, in the city of Portland, Or., and consisting of the following effects to wit: One horse and wagon, beds and bedding and all and singular the appurtenances, fixtures and utensils thereto belonging or in any wise appertaining, used in the business or necessary to carry it on, which is now a part of said property. Sale to take place on the south west corner of Tenth and F streets.

JOSEPH BUCHTEL,
Sheriff of Multnomah county, Oregon.

j2dlot

MANHOOD RESTORED.

A victim of early imprudence, causing nervous debility, premature decay, etc., having tried in vain every known remedy, has discovered a simple means of self-cure, which he will send free to his fellow-sufferers. Address J. H. REEVES, 43 Chatham st., N. Y.

REOPENING OF THE

CLARENDON HOTEL,

Portland, Or., Monday, July 19.

ZIEBER & KNOWLES PROPRIETORS. SITUATED opposite all the Railroad and Steamship offices. Street Cars pass the house every five minutes. Free Coach to and from the house. Street car tickets free to guests.

jul19

Inducements Extraordinary!

At no other time during the year are such inducements offered in the DRY and FURNISHING GOODS line as we are now giving, during this, our

3d ANNUAL CLEARANCE SALE!

We attempt no half-way business, but are offering EVERY article in our store

At Cost!

Let every intending purchaser remember and be sure to attend this great sale.

[illegible]S & KING,

47 Third St., bet. Morrison and Alder.

R. SHERLOCK, SUCCESSOR TO

S. SHERLOCK,

Manufacturer and Importer of

Saddles, Harness & Saddlery Hardware.

Also, a Complete Assortment;

HEAVY CALIFORNIA TREES,

For Stockmen's Saddles.

N. E. cor. Front and Oak Sts.,

PORTLAND, OREGON,

Agent for Knight's Patent Drover Stirrup & Hickory Whipstocks.

Established 1858.

SMITH BROS. & WATSON'S IRON WORKS

The purchase of the Oregon Iron Works, and the addition of a great part of the Machinery, Tools and Patterns to our own Large Establishment, enables us to fill large orders for Machinery and Iron Work of any kind on short notice.

SMITH BROS & WATSON.

COMMISSION MERCHANTS.

E. A. BREYMAN   J. F. FARRAR

BREYMAN & FARRAR,

GROCERS,

AND

COMMISSION MERCHANTS,

DEALERS IN

HAY, GRAIN, FLOUR, BUTTER, EGGS, CHEESE, Etc

122 FRONT STREET,

P. O. Box 553.   Portland, Oregon.

JOHN EPPERLY   JOHN C EPPERLY

JOHN EPPERLY & CO.,

COMMISSION MERCHANTS,

AND DEALERS IN

HAY, GRAIN, MILL FEED,

Groceries & Provisions,

293 Front St., cor. Columbia,

PORTLAND, OR.

All goods delivered. Orders from the Country solicited. jldim

J. DILL DuBOIS.   W. B. KING,

DuBOIS & KING,

Wholesale Grocers,

Shipping and Commission

MERCHANTS,

112 AND 114 FRONT ST., PORTLAND,

416 BATTERY ST., SAN FRANCISCO.

Special attention given to the sale of Wool, Grain, Flour and Produce in Portland and San Francisco.

R. C. JANION & CO'Y,

IMPORTERS

AND

Commission Merchants.

AGENTS FOR LLOYD'S.

OFFER FOR SALE AT WHOLESALE PRICES

Ind Coope's and Tennent's Ales. Guinness' Pig Brand Stout. Red Case Gin; Geneva in bulk. Scotch Whiskey in case and bulk, Dunville's and other Irish Whiskies, Jules Robin Brandies in case and bulk, Dorovillo, Hennessy and Martell, Carte D'Or, Perrier's and Krug's Champagnes. Finest Sherries and Port, Bordeaux Clarets, Patra's Currants. Excellent Pure Malt Vinegar. Pure Salad Oil. Brough's Table Salt, Nobles & Hoare's Varnishes. Wheat Sacks and Hessians, White's Superior Portland Cement and Fire Bricks. Soda Crystals, etc. etc. etc.

JAMES H. KOONTZ,

Umatilla, Oregon,

FORWARDING & COMMISSION

MERCHANT.

RATES REDUCED.

A large FIRE-PROOF WAREHOUSE for storage.

Also dealer in

DRY GOODS, CLOTHING, GROCERIES,

Hardware and

GENERAL MERCHANDISE.

(Established in 1873.)

Mark Goods care J. H. K. U.

f1d2p   JAMES H. KOONTZ.

JOHN R. FOSTER & CO.,

UMATILLA,

Forwarding & Commission

MERCHANTS,

DEALERS IN

Dry Goods, Clothing, Groceries

Hardware and General Merchandise.

Mark Goods care J. R. F. U.   JOHN R. FOSTER & CO.

WM. COLLIER.   A. CAMPBELL.

UNION IRON WORKS,

GENERAL

Machinists & Iron Founders,

Cor. Front and Main Sts., Portland.

Steam Engines and Boilers, Grist and Saw Mills, Turbine Water Wheels, Shafting, Pulleys and Hangers. Pattern Making, Blacksmithing and Repairing done promptly.

BANKS.

D. P. THOMPSON, President.   J. W. BRAZEE, Vice Pres't.   W. V. SPENCER, Cashier.

The Portland Savings Bank

OF PORTLAND, OREGON,

PAYS INTEREST UPON DEPOSITS.

RATES—Three per cent. per annum on deposits for three months, four per cent. per annum on deposits for six months, six per cent. per annum on deposits for twelve months.

Directors:

D. P. Thompson, J. W. Brazee, M. S. Burrell,
Frank Dekum, J. N. Dolph, S. Hirsch,
S. G. Skidmore, Geo. W. Weidler, W. V. Spencer.

OREGON & WASHINGTON

MORTGAGE SAVINGS BANK,

(LIMITED)

President of Oregon Board of Directors

DONALD MACLEAY, Esq., (of Corbitt & Macleay.

LOANS MADE ON REAL ESTATE

Payable Within this State.

INTEREST ON TIME DEPOSITS

4½ and 5 per cent.

WILLIAM REID,
Managing Director.

LADD & TILTON, BANKERS.

DEPOSITS RECEIVED IN COIN AND CURRENCY.

COLLECTIONS MADE on all Points.

BUY AND SELL EXCHANGE ON

SAN FRANCISCO,	LONDON,
NEW YORK,	PARIS,
CHICAGO,	BERLIN,
ST. LOUIS,	FRANKFORT-ON-MAIN
WASHINGTON, D. C.	And HONG KONG.

THE FIRST NATIONAL BANK

OF PORTLAND.

Designated Depositary & Financial Agent United States.

President..........HENRY FAILING
Vice President..........HENRY W. CORBETT
Cashier..........JAMES STEEL

DEPOSITS RECEIVED ON SPECIAL DEPOSITS, or on current account subject to check.

LETTERS OF CREDIT issued, available in the Atlantic cities.

SIGHT EXCHANGE AND TELEGRAPHIC TRANSFER for sale on—

NEW YORK, SAN FRANCISCO,
CHICAGO, ST. LOUIS.

SIGHT and SIXTY-DAY BILLS drawn in sums to suit, on

LONDON, PARIS,
BERLIN, FRANKFORT-ON-THE-MAIN,
HONGKONG

BANK OF BRITISH COLUMBIA.

Incorporated by Royal Charter.

Paid up Capital..........$2,000,000

With power to increase to $10,000,000.

HEAD OFFICE...28 Cornhill, London.

BRANCHES.......Victoria (B. C.), San Francisco and Portland.

AGENTS.

NEW YORK, CHICAGO, CANADA..........Bank of Montreal.
MEXICO & SOUTH AMERICA...London Bank of Mexico & South America.
IRELAND..........Bank of Ireland.
SCOTLAND..........British Linen Company.
ENGLAND..........National Provincial Bank of England.
LIVERPOOL..........Bank of Liverpool, North & South Wales Bank

This Bank transacts a General Banking business. Deposits received on current account, subject to check.

Approved Bills discounted. Loans made on available security. Collections made promptly. Exchange sold on London, Liverpool and on the principal towns and cities in Ireland and Scotland from £1 upwards. Also on all places in Canada in sums to suit. Coin and Currency drafts and Telegraphic Transfers on New York and Chicago. Commercial Credits granted, available in Europe, New York, China, Japan, South America, Australia and New Zealand.

W. W. FRANCIS, Manager.

Bank of British North America

INCORPORATED BY ROYAL CHARTER.

PAID UP CAPITAL..........$5,000,000

Head Office, London, England.

Branches in the Dominion of Canada:

Montreal,	Kingston,	Fredericton, N. B.
Quebec,	Brantford,	St. John, N. B.
Toronto,	London,	Halifax,
Hamilton,	Ottawa.	Victoria, B. C.

In the United States:

New York   San Francisco,   Portland, Or

Agents:

SCOTLAND—National Bank of Scotland, Commercial Bank of Scotland.
IRELAND—Provincial Bank, Ireland, National Bank of Ireland.
ENGLAND—National Provincial Bank of England
LIVERPOOL—Bank of Liverpool
PARIS, FRANCE—Marcuard, Andre & Cie

Drafts and Telegraphic Transfers bought and sold. Bills discounted and collected. Loans made. Moneys received on special deposit or on current account, subject to check. Commercial Credits granted, and a general Banking Business transacted.

J. GOODFELLOW, Agent.

ZAN BROTHERS,

Manufacturers of

Brooms and Wooden Ware

and Importers of

WILLOW WARE,

Nos. 12 and 14 North Front Street.

Oregon Railway and Navigation Company.

OCEAN DIVISION.

FOR SAN FRANCISCO:

STEAMERS LEAVE EVERY FIVE DAYS AT 3 A. M. as follows:

Columbia	Oregon.	State Califor'ia
[illegible]	Feb [illegible]	17 Feb [illegible] 12
[illegible]	March [illegible]	[illegible]
[illegible]	[illegible]	1 March 14
[illegible]	April [illegible]	3 [illegible]
[illegible]	[illegible]	18 April 12
[illegible]	[illegible] May	18 May 1

[illegible] reserved to change steamers or sailing days. THROUGH TICKETS sold to all the principal cities in the United States and Canada.

RIVER AND RAIL DIVISIONS.

Columbia, Willamette and Yamhill Rivers.

FEBRUARY 1 1881

[illegible]	Mon	Tues	Wed	Thu	Fri	Sat
Dalles, Walla Walla, Umatilla and upriver points	5 AM	5 AM	5 AM	5 AM	5 AM	5 AM
Astoria, Kalama, Tacoma, Seattle	6 AM	6 AM	6 AM	6 AM	6 AM	6 AM
Victoria, New Westminster, [illegible] Bay		–	6 AM	–	–	6 AM
[illegible] Skamokawa, Brookfield	6 AM		6 AM		6 AM	–
Westport, Clifton, Knappa		6 AM	–	6 AM	–	6 AM
Dayton	7 AM		7 AM	..	7 AM	——
Salem, Albany, Corvallis and intermediate points	6 AM		–	6 AM		–

General Offices—Cor. Front and D Streets.

J. McCRAKEN & CO.,
Ag'ts State of California.

A. L. MAXWELL,
Ticket agent O. R. & N. Co

JOHN MUIR,
General Freight & Passenger agent

T. F. OAKES,
Vice President & Manager

STR. CITY OF QUINCY,

W. S. BUCHANAN..........Master

Receiving freight and passengers for the White House, Milwaukie, Oswego, Oregon City and Intermediate Landings.

Leaves Oregon City at 8 A. M.; Portland, 2:30 P. M.; Daily, except Sunday.

E. S. OAKLEY, Agent,
621   At Wharf foot of Morrison Street.

The Independent Transportation Co's Steamer A. A. McCully

Until further notice, will transport freight to and from points above Corvallis only. For rates apply at the company's office, Pacific dock, foot Salmon street, Portland.

Z. J. HATCH, Agent.

Portland, Dec. 7, 1880.   d3d

Vancouver Transportation Co.

STRS LURLINE or VANCOUVER, CAPT JAS. T. GRAY, leave Portland at 3:30 P. M. and Vancouver at 8 A. M. daily, Sundays excepted. For freight or passage apply on board, at Central wharf.

TOWING between 10 A. M. and 2:30 P. M.

OCEAN STEAMERS.

Hamburg-American Packet Company.

THE MAGNIFICENT CLYDE-built steamships of this line, Cimbria, Gellert, Lessing, Suevia, Westphalia, and Wieland leave New York for Plymouth, London, Cherbourg and Hamburg every THURSDAY. C. B. Richard & Co., General Agents, 61 Broadway, New York, or J. F. Meinke & Co., 401 California street, San Francisco.

STEAMSHIP & RAILROAD TICKETS, MONEY Orders and Drafts. Issue Letters of Credit and forward Freight and Express parcels to all cities and interior towns in Germany, Austria, Hungary, Belgium, France, Great Britain, Ireland, Holland, Italy, Roumania, Russia, Poland, Scandinavia, Sweden, Norway, Spain, Switzerland, and the Orient. Information free.

Office 122 Front St., Foot of Salmon, Portland.

2awMaF   Z. J. HATCH, Agent.

For Neah Bay, Port Townsend, Victoria, Nanaimo, Fort Wrangle and Sitka.

CARRYING U. S. MAILS.

THE STEAMSHIP

CALIFORNIA,

JAS. CARROLL..........Commander

Will leave PORTLAND for the above ports, from Flanders' Dock,

No freight for Alaska taken after 12 o'clock the day previous to departure.

For Freight or Passage apply to

L. D. C. HUGHES, Purser.

LIVERY AND HACK STABLES.

OREGON TRANSFER COMPANY

GENERAL

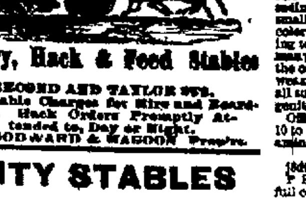
Forwarding & Commission.

FREIGHT AND BAGGAGE FORWARDED AND Delivered with Dispatch. Pianos and Furniture moved.

ORDERS FOR HACKS PROMPTLY ATTENDED to, Day or Night.

Office—S. W. Cor. Second and Stark sts. Mark. Care of O. T. Co.

CORBETT'S



Livery, Hack & Feed Stables

SECOND AND TAYLOR STS.

Reasonable Charges for Hire and Boarding. Hack Orders Promptly Attended to, Day or Night.

WOODWARD & MAGOON, Prop'rs.

CITY STABLES

AND

Carriage Repository

ACKER & LEIHY,

107 Second Street,

Importers, Manufacturers and Dealers in all Kinds of

BUGGIES, CARRIAGES, PHAETONS, HACKS, HARNESS, Etc.,

From the Manufactories of Hooker & Co., and Brewster & Caffrey.

A full line of the above goods always on hand.

We shall keep on Livery and for Sale, fine

Driving, Saddle and Work Horses,

Together with the Most Stylish and Best Riding Vehicles of all kinds.

Particular attention paid to boarding horses.

1851.   1880.

J. C. CARSON,

Manufacturer and Dealer in All Kinds of

Sash, Doors, Blinds,

FRAMES, MOLDINGS, BRACKETS, Etc.

Seasoned Finished Lumber

Constantly on hand. Importer of

Paints, Oils, Glass, Brushes

And a Full Line of

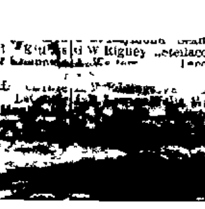
PAINTERS' MATERIALS.

Orders from the country will receive prompt and careful attention.

Salesroom 111 Front st.—Factory at Weidler's Mill, Portland

Established 1853.

J. B. CONGLE & CO.



Manufacturers and Importers of

Saddles, Harness, Bridles, Saddlery Hardware, etc.

108 and 110 Front st., E. side

Good assortment of all kinds of Saddles and Harness made of No. 1 Oak Tanned Leather. Country orders solicited and satisfaction guaranteed.

RAILROADS.

Oregon & California R.R. Co.

[illegible]

On and after Oct. 11th, 1880 trains will run as follows

(DAILY, EXCEPT SUNDAYS)

Eastside Division.

FROM PORTLAND TO ROSEBURG,

Mail Train

LEAVE   ARRIVE
Portland..........7 30 A M | Roseburg..........[illegible]
Roseburg..........5 00 A M | Portland..........[illegible]

Albany Express Train

LEAVE   ARRIVE
Portland..........4 00 P M | Lebanon..........[illegible]
Lebanon..........4 45 A M | Portland..........[illegible]

Freight Train

LEAVE   ARRIVE
Portland..........6 15 A M | Junction..........[illegible]
Junction..........5 45 A M | Portland..........[illegible]

The Oregon and California Railroad Ferry makes connection with all regular trains on Eastside Division.

Westside Division.

FROM PORTLAND TO CORVALLIS,

Mail Train

LEAVE   ARRIVE
Portland..........8 00 A M | Corvallis..........[illegible]
Corvallis..........8 30 A M | Portland..........[illegible]

Close connections made at Roseburg with Stages of the California and Oregon Stage Co.

Tickets for sale to all the principal points in California and the East, at Company's office,

Corner F and Front Sts., Portland, Oregon.

Storage will be charged on freight remaining at Company's warehouse over twenty-four hours.

Freight will not be received for shipment after 5 o'clock P. M. on Eastside Division, and [illegible] on Westside Division.

J. BRANDT, [illegible]

E. P. ROGERS, Gen'l Freight and [illegible]

Oregonian Railway Company

LIMITED.

NEW ROUTE.

COMMENCING WEDNESDAY, [illegible] 1881, and until further notice, [illegible] will run as follows:

RIVER AND EASTSIDE [illegible]

7:00 A. M. MONDAYS, WE[illegible] FRIDAYS, from foot of [illegible] steamer OHIO for Dayton and [illegible] Portland and Dayton on the [illegible] ing with Train at Ray's Lan[illegible] French Prairie, Silverton, [illegible] Stayton, North Santiam and [illegible] Returning, leaves above points TU[illegible] DAYS and SATURDAYS.

WEST SIDE DIV[illegible]

8:00 A. M. daily, Sundays ex[illegible] R. R. (West Side Division) [illegible] making close connection at West [illegible] Briedwell, Broadmead and [illegible] for points beyond Sheridan [illegible] will run as follows.

On MONDAYS, WEDNESDAYS [illegible] to stations between Sheridan [illegible]

On TUESDAYS, THURSDAYS [illegible] to stations between Sheridan and [illegible] das.

THROUGH TICKETS to [illegible] at O. & C. R. R., West side division [illegible]

FREIGHT

(Foot of Morrison street from 7 A. M. [illegible]

Freight received TUESDAYS, [illegible] SATURDAYS, for all the above [illegible] diate points.

JNO. B. WHEAT, J. M. [illegible] Acting Freight and Ticket A[illegible]

Oregon Railway and [illegible]

SEALED P[illegible]

WILL BE RECEIVED [illegible] for the grading and [illegible] way and Navigation Com[illegible] crossing of Snake river [illegible] Profiles and specifications will [illegible] gineer's office at the Dalles [illegible] January, and after that at any [illegible] February 10th. The Company [illegible] reject any or all bids.

Chief E[illegible]

Portland, Or., Jan 17, 1881.

Oregon Railway and [illegible]

NOTICE TO [illegible]

IN FUTURE ALL FREIGHT [illegible] the Willamette river by [illegible] will be landed at the A[illegible] wharves. Lots of fifty tons and [illegible] other suitable points, if [illegible] at an additional rate of [illegible]

JOHN MUIR, [illegible]

Portland, Oregon, Jan. [illegible]

Northern Pacific [illegible]

PACIFIC DIV[illegible]

[illegible]

KALAMA TO [illegible]

AND

TACOMA TO W[illegible]

(Coal Mines)

Mail Line Trains

LEAVE
Kalama..........11:20 A. M. | [illegible]
Tacoma..........7:00 A. M. | [illegible]

Puyallup Road [illegible]

LEAVE
Tacoma..........8 45 A. M. | [illegible]
Wilkeson..........3.30 P. M. | [illegible]

Connections

AT TACOMA with Pacific [illegible] toria and San Francisco, and with [illegible] Seattle, Steilacoom, Olympia and [illegible] Sound.

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AT TENINO with O. & T. R. R. [illegible]

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AT PORTLAND on Wednesday [illegible] A. M. with steamers for Port [illegible] Nanaimo, New Westminster and [illegible]

Through Tickets [illegible]

For sale at principal offices of the [illegible] the office of the O. R. & N. Co. [illegible] Victoria and Seattle and the [illegible] ships from Tacoma, and O. R. & N. Co. [illegible] steamships from Portland to [illegible] Through Tickets to Tacoma [illegible] Victoria, Seattle, Tacoma and [illegible]

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DR. SP[illegible]

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WHO MAY BE SUFFERING [illegible] fects of youthful [illegible] do well to avail themselves [illegible] boon ever laid at the altar of [illegible] DR. SPINNEY will guarantee [illegible] every case of Seminal Weakness [illegible] ease of any kind or [illegible] takes and fails to cure.

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There are many at the age [illegible] who are troubled with too [illegible] the bladder, often accompanied [illegible] ing or burning sensation [illegible] system in a manner the [illegible] for. On examining the [illegible] sediment will often be [illegible] small particles of albumen [illegible] color will be of a thin milkish [illegible] ing to a dark and torpid [illegible] many men who die of this [illegible] the cause, which is the second [illegible] weakness. Dr. S. will guarantee [illegible] all such cases, and a healthy [illegible] genito-urinary organs.

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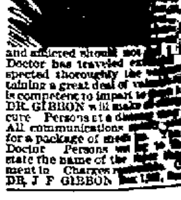

[illegible] and afflicted should not [illegible] Doctor has traveled ex[illegible] spected thoroughly the [illegible] taining a great deal of [illegible] is competent to impart [illegible] DR. GIBBON will make [illegible] cure. Persons at a distance [illegible] All communications [illegible] for a package of med[illegible] Doctor. Persons [illegible] state the name of the [illegible] ment in. Charges [illegible] DR. J. F. GIBBON, Box 1,9[illegible] San Francisco.

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